

TO: BOARD OF EDUCATION  
FROM: JOHN E. DEASY  
RE: APPROVAL OF MINUTES

ACTION  
10/02/03

RECOMMENDATION NO. A.1

It is recommended that the Board of Education approve the following Minutes:

September 18, 2003

MOTION MADE BY:  
SECONDED BY:

STUDENT ADVISORY VOTE:  
AYES:  
NOES:  
ABSTENTIONS:

TO: BOARD OF EDUCATION ACTION/CONSENT  
10/02/03  
 FROM: SUPERINTENDENT/LINDA KAMINSKI/LAUREL SCHMIDT  
 RE: APPROVAL OF INDEPENDENT CONTRACTORS

RECOMMENDATION NO. A.02

It is recommended that Board of Education enter into an agreement with the following Independent Contractors. These contracts are included in the 2003-2004 budget.

Contractor/Contract Dates	Description	Site	Funding
Go The Distance Production  September 20-26, 2003  Cost: Not to exceed \$550	To provide Character Enrichment Assembly Program	Roosevelt	PTA  12-60600-0-85000-1000-5802-070-2700
Eleanore U. Meyer  09/01/03-06/30/04  Total amount of contract not to exceed \$10,000	Provide medical consultation services for the district, particularly school nurses	Student Services	Student Services Medi-Cal reimbursement  01-56400-0-11100-39000-5802-041-1400

MOTION MADE BY:  
 SECONDED BY:

STUDENT ADVISORY VOTE:  
 AYES:  
 NOES:  
 ABSTENTIONS:

TO: BOARD OF EDUCATION

ACTION/CONSENT

10/02/03

FROM: SUPERINTENDENT

RE: OVERNIGHT FIELD TRIP(S) 2003-04

RECOMMENDATION NO. A.03

It is recommended that the Board of Education approve the special field trip (s) listed below for students for the 2003-2004 school year. No child will be denied due to financial hardship.

<u>School Grade # of Students</u>	<u>Destination Dates</u>	<u>Principal Teacher</u>	<u>Cost / Paid for</u>	<u>Subject</u>	<u>Purpose of Trip</u>
Samohi Grds. 9-12 100	Big Bear or Malibu 10/03/03 to 10/05/03	Chris Rhodes Ilene Straus	\$150.00 paid for by sponsors and donations	Music	A team building and musical retreat for chorale to help students become acquainted with each other. Boosters will coordinate bus transportation
Samohi Grds. 9-12 100	Prague, Czech Republic, Vienna Austria 04/4/04 to 04/13/04	Joni Swenson Catherine Baxter	\$1,975 per student school fundraisers	Music	Music, Orchestra trip; music workshop
Adams 7 160	Yosemite 01/18/04 to 01/23/04	Linda Cady Lise Reily	\$440.00 per student Paid with donations and fundraisers	Science	Students will be taught a series of science subjects series both indoors and outdoors. Students will have lessons related to the Institute before and after the trip in their science class.

<u>School Grade # of Students</u>	<u>Destination Dates</u>	<u>Principal Teacher</u>	<u>Cost / Paid for</u>	<u>Subject</u>	<u>Purpose of Trip</u>
Adams grd. 8	Astro Camp Idyllwild <b>02/06/04 to 02/08/04</b>	Linda Cady Lise Reily	\$200.00 per student donations and fund raisers	Science	The curriculum is jointly designed by the camp director and the magnet s science teachers. The theme of the camp is space and it compliments the 8th grade curriculum of physics and space travel.
Adams grd. 8	Astro Camp Idyllwild <b>02/14/04 to 02/16/04</b>	Linda Cady Lise Reily	\$200.00 per student donations and fund raisers	Science	The curriculum is jointly designed by the c amp director and the magnet s science teachers. The theme of the camp is space and it compliments the 8th grade curriculum of physics and space travel.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

ABSTENTIONS:

TO: BOARD OF EDUCATION  
FROM: JOHN E. DEASY/KENNETH R. BAILEY  
RE: ACCEPTANCE OF GIFTS - 2003-04

ACTION/CONSENT  
10/02/03

RECOMMENDATION NO. A.04

It is recommended that the Board of Education accept, with gratitude, checks and gifts totaling \$16,043.77 presented to the Santa Monica-Malibu Unified School District.

It is further recommended that the Fiscal/Business Services Office, in accordance with Educational Code §42602, be authorized to increase the 2003-2004 income and appropriations by \$16,043.77, as described on the attached listing.

COMMENT: The value of all non-cash gifts has been determined by the donors.

Also attached for informational purposes is a report itemizing Cumulative Totals of Gifts and Donations for Fiscal Year 2003-2004.

AGENDA

NOTE: The list of gifts is available on the District's website, [www.smmusd.org](http://www.smmusd.org), as a pdf file; to view the gift report:

- 1) go to [www.smmusd.org](http://www.smmusd.org)
- 2) click on "Board Meetings"
- 3) scroll to the date for this meeting
- 4) click on 10-2gif.pdf

MOTION MADE BY:  
SECONDED BY:

STUDENT ADVISORY VOTE:  
AYES:  
NOES:  
ABSTENTIONS:

TO: BOARD OF EDUCATION

ACTION/CONSENT

10/02/03

FROM: JOHN E. DEASY/KENNETH R. BAILEY

RE: CONFERENCE AND TRAVEL APPROVAL/RATIFICATION

RECOMMENDATION NO. A.05

It is recommended that the Board of Education approve/ratify the following Requests for Absence on District Business (Conference and Travel) forms.

COMMENTS: Entries are alphabetical, by employee last name. In addition to the employee's name and site/location, each entry contains the following information: name, location and date (s) of the conference, complete account code, fund and program names, and the total estimated cost as provided by the site administrator. The average cost for substitute teachers is \$130/day. This figure is furnished for informational purposes and does not reflect the actual amount paid for an individual substitute.)

<u>NAME</u> <u>SITE</u> Account Number Fund - Resource Number	CONFERENCE NAME LOCATION DATE (S)	COST ESTIMATE
<u>BARRAZA, Pete</u> Samohi 01-90140-0-11100-41000-5220- 015-4150 General Fund - <b>Resource:</b> Reim. by ASB	Teaching Advanced Placement Language & Literature UCLA August 11 - 15, 2003	\$300.00
<u>CANNELL, Steve</u> State & Federal Projects 01-30100-0-11100-10000-5220- 035-1300 General Fund - <b>Resource:</b> IASA Title I-Basic	Categorical Directors Meeting LACOE September 18, 2003	\$30.00 (mileage only)
<u>DEASY, John</u> Superintendent 01-00000-0-00000-72000-5220- 020-1200 General Fund - <b>Function:</b> Other Genl. Admin.	33rd District PTA 35th Annual Conference Cerritos, CA October 15, 2003	\$30.00
<u>DIAZ, Aida</u> Student Services 01-42010-0-47600-10000-5220- 032-2560 General Fund - <b>Resource:</b> Title III Immigrant Education	Accountability Institute-English Learners & Immigrant Students Santa Barbara, CA October 19 - 21, 2003	\$410.00

<b>NAME</b> <b>SITE</b> <b>Account Number</b> <b>Fund - Resource Number</b>	<b>CONFERENCE NAME</b> <b>LOCATION</b> <b>DATE (S)</b>	<b>COST</b> <b>ESTIMATE</b>
<u>GRAY, Nedra</u> Personnel Commission 01-00000-0-00000-72000-5220- 027-2270 General Fund - <b>Function:</b> Other Genl. Admin.	Grammar & Proofreading Torrance, CA October 30, 2003	\$99.00
<u>HANNAN, Ellen</u> Health Services 01-56400-0-00000-39000-5220- 041-1400 General Fund - <b>Resource:</b> Medi-Cal Billing	CSNO Linking Health & Student Achievement Palm Springs, CA October 17 - 18, 2003	\$192.00
<u>LEON-VAZQUEZ, Maria</u> Board of Education 01-00000-0-00000-71000-5220- 020-1200 General Fund - <b>Function:</b> Board & Supt.	CSBA Annual Education Conference San Diego, CA December 11 - 14, 2003	\$1,200.00
<u>SACHS, Teri</u> Health Services 01-00000-0-11100-31400-5220- 041-1400 General Fund - <b>Function:</b> Health Services	SNOR LACOE October 15 & 28/November 13 & 18/ December 10, 2003	\$375.00
<u>SCOTT, Kathy</u> Personnel Services 01-00000-0-11100-74000-5220- 025-1250 General Fund - <b>Function:</b> Personnel/Human Resources	ACSA- Personnel Admin. Academy Azusa, CA October 17, 2003 - April 3, 2004 (miscellaneous dates)	\$1,300.00
<u>THORESON, Bonnie</u> Malibu High 01-71400-0-11100-10000-5220- 010-4100 General Fund - <b>Resource:</b> GATE	College Board: English Language Venice, CA October 4, 2003	\$175.00
<u>TIPPER, Geoff</u> Samohi 01-90140-0-11100-41000-5220- 015-4150 General Fund - <b>Resource:</b> Reim. by ASB	The College Board AP WRO Workshop Venice, CA October 4, 2003	\$175.00
<b>Adjustments</b> (Preapproved expenses 10% in excess of approved costs that must be approved by Board/Changes in Personnel Attendance)		
NONE		

<u>NAME</u> <u>SITE</u> Account Number Fund - Resource Number	CONFERENCE NAME LOCATION DATE (S)	COST ESTIMATE
<b>Group Conference and Travel: In-State</b> * a complete list of conference participants is on file in the Department of Fiscal Services		
<u>BEARD, Clara</u> <u>HOLLIE, Ada</u> Samohi 01-00000-0-11100-27000-5220- 015-4150 General Fund - <b>Function:</b> School Admin.	U.C. Counselor Conference UCLA September 11, 2003	\$110.00
<u>BEARD, Clara</u> <u>HOLLIE, Ada</u> Samohi 01-00000-0-11100-27000-5220- 015-4150 General Fund - <b>Function:</b> School Admin.	Cal State Counselor Conference Pasadena, CA September 24, 2003	\$120.00 total
<u>BEARD, Clara</u> <u>HOLLIE, Ada</u> Samohi No Charge to District	2003 ACT Fall Educator Workshop Sherman Oaks, CA October 15, 2003	0
<u>CANNELL, Steve</u> + 10 Additional Staff State & Federal Projects 01-72800-0-11100-10000-5220- 035-1300 General Fund - <b>Resource:</b> BTSA	Coaching & Observation Strategies Loyola Marymount September 24 - 25, 2003	\$175.00 total <b>+ 1 SUB</b>
<u>ERLANDSON, Staci</u> <u>SILHAVY, Dawn</u> Educational Services 73-90200-0-00000-21400-5220- 030-1300 General Fund- <b>Resource:</b> Stupski Foundation	CORE Reading Academy Norwalk/La Mirada USD September 22 - 26, 2003	\$1,700.00 total <b>+ 2 SUBS</b>
<u>WITT, Carl</u> State & Federal Projects 01-30100-0-11100-10000-5220- 035-1300 General Fund - <b>Resource:</b> Title I		\$850.00 <b>+ 1 SUB</b>
<u>HERNANDEZ, Patricia P.</u> <u>MARTINEZ, Steve</u> Adult Education Center 11-39130-0-41100-10000-5220- 095-2950 Adult Educ. Fund- <b>Resource:</b> Adult Ed Prior. 5	GED Statewide Chief Examiners Conference Los Angeles, CA October 23 - 24, 2003	\$350.00



<b>NAME</b> <b>SITE</b> Account Number Fund - Resource Number	<b>CONFERENCE NAME</b> <b>LOCATION</b> <b>DATE (S)</b>	<b>COST</b> <b>ESTIMATE</b>
<b>Out-of-State Conferences: Individual</b>		
NONE		
<b>Out-of-State Conferences: Group</b>		
<u>FLYNN, Patty</u> <u>WAX, Wendy</u> Educational Services 73-90180-0-00000-21400-5220- 030-1300 Found. Trust Fund- <b>Resource:</b> RGK Foundation	Institute for Learning Pittsburgh, PA July 13 - 18, 2003	\$2,850.00 total

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

ABSTENTIONS:

TO: BOARD OF EDUCATION  
FROM: KENNETH R. BAILEY/ VIRGINIA I.HYATT  
RE: APPROVAL OF PURCHASE ORDERS

ACTION/CONSENT  
10/02/03

RECOMMENDATION NO. A.06

It is recommended that the Board of Education approve the following Purchase Orders and Changed Purchase Orders from September 11, 2003 through September 24, 2003 for fiscal year 2003/04.

**AGENDA**

**NOTE:** The Purchase Order list is not available in the electronic agenda. It is printed in the published agenda. It is available for public review in the Office of the Superintendent and as part of the public copies of the agenda, which are available at the meeting.

MOTION MADE BY:  
SECONDED BY:

STUDENT ADVISORY VOTE:  
AYES:  
NOES:  
ABSTENTIONS:

TO: BOARD OF EDUCATION ACTION/CONSENT  
10/02/03  
FROM: SUPERINTENDENT/KENNETH R. BAILEY/J.W. BERRIMAN  
RE: DECREASE BUDGET LIMITATION AGREEMENT (BLA)5, AMENDMENT  
8.3 FOR MALIBU HIGH SCHOOL TRACK/FIELD AND PARKING LOT

RECOMMENDATION NO. A.07

It is recommended that the Board of Education approve a decrease in Budget Limitation Agreement 5, from \$1,660,582 to \$1,472,582 in the form of Contract Amendment 8.3 for Malibu High School Track/Field and Parking Lot.

Funding Information:

Source: Proposition X Funds and State Modernization Funds

COMMENT: This amendment consists of administrative action to finalize the assessment of liquidated damages in the amount of \$188,000 and to properly reflect a funds transfer shown in Amendment 8. This will be a final closing amendment to BLA 5.

The Proposition X Oversight Committee has reviewed this and concurs with the recommendation.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

ABSTENTIONS:

**CONTRACT AMENDMENT NO. 8.3**

This document (hereinafter as "**Amendment**") dated **August 11, 2003**, will serve as Contract Amendment Number 8.3 to the Program Management Agreement ("**PM Agreement**") dated August 12, 1999, and is between the Santa Monica-Malibu Unified School District ("**Owner**") and Jacobs Facilities Inc. ("**Jacobs**"). This Amendment supplements Contract Amendments 8, 8.1 and 8.2. All terms and conditions used herein shall reflect the original language as stated in the PM Agreement or any subsequent Amendments as currently approved.

This will be the final amendment to Budget Limitation Amendment (BLA) Number 5. Further, this is an administrative amendment implemented under the terms of the PM Agreement. The Owner and Jacobs hereby amend and supplement the PM Agreement as follows:

**SCOPE**

No work is affected by this Amendment. The assessment of liquidated damages attributed to delayed completion of the work is hereby incorporated in an administrative adjustment to the BLA. Further, a no-cost administrative correction to Amendment 8 is incorporated.

**COST**

Costs as stated in the current contract as amended will be modified in accordance with the attached summary. A net credit of \$188,000 is returned to the Owner attributed to assessed liquidated damages.

**SCHEDULE**

The work is complete and, therefore, impacts to the schedule, if any, have been incurred. The Owner has assessed impact damages allowed by the terms of the PM Agreement and no further assertion or assessment of damages will be made.

This Amendment applies only after it has been fully executed by both parties.

**IN WITNESS WHEREOF**, the Owner and Jacobs have executed this Amendment as of the day and year first written above.

SANTA MONICA-MALIBU UNIFIED  
SCHOOL DISTRICT  
By: \_\_\_\_\_  
Title: \_\_\_\_\_  
Date: \_\_\_\_\_

JACOBS FACILITIES INC.  
By: \_\_\_\_\_  
Title: \_\_\_\_\_  
Date: \_\_\_\_\_

TO: BOARD OF EDUCATION ACTION/CONSENT  
10/02/03  
FROM: SUPERINTENDENT/KENNETH R. BAILEY/J.W. BERRIMAN  
RE: RECOMMENDATION TO INCREASE BUDGET LIMITATION  
AGREEMENT (BLA) 17, CONTRACT AMENDMENT 21.1 FOR  
CABRILLO ELEMENTARY SCHOOL MODERNIZATION

RECOMMENDATION NO. A.08

It is recommended that the Board of Education approve an increase in Budget Limitation Agreement 17, from \$941,026 to \$995,725 in the form of Contract Amendment 21.1 with a net amount equal to \$54,699 added to budget which reflects the net changes in scope of work attributed to differing facilities requirements, hazardous materials monitoring and abatement and transfer of \$56,640 from BLA 9 relating to the purchase of playground equipment.

Funding Information:

Source: Proposition X Funds and State Modernization Funds

COMMENT: During the course of modernization at Cabrillo Elementary School, changes were required that were not contemplated in the contract. Certain other work was deleted or not performed for which credits were obtained. Funds set aside as an allowance, which were not used, are credited back. Finally, \$49,124 of construction funds and \$7,516 of Program Management fees were transferred from BLA 9 for the installation of new playground equipment.

The Proposition X Oversight Committee has reviewed this and concurs with the recommendation.

MOTION MADE BY:  
SECONDED BY:

STUDENT ADVISORY VOTE:  
AYES:  
NOES:  
ABSTENTIONS:

**CONTRACT AMENDMENT NO. 21.1**

This document (hereinafter as "**Amendment**") dated **June 30, 2003**, will serve as Contract Amendment Number 21.1 to the Program Management Agreement ("**APM Agreement**") dated August 12, 1999, and is between the Santa Monica-Malibu Unified School District ("**Owner**") and Jacobs Facilities, Inc. ("**Jacobs**"). All terms and conditions used herein shall reflect the original language as stated in the PM Agreement or any subsequent amendments as currently approved.

In consideration of the mutual covenants and agreements set forth below, and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged by the parties hereto, the Owner and Jacobs hereby amend and supplement the PM Agreement as follows:

**SCOPE**

Scope adjustments within this Amendment pertaining to Bid Package 3A.4 include (a) certain work to abate lead-based paint throughout the campus; (b) removal and replacement of additional rain gutter; (c) removal of abandoned concrete and unsuitable soil encountered in the construction area; (d) deletion of a handicap ramp; and (e) incorporation of design changes to the electrical and data systems in Bldg. F.

**COST**

Costs as stated in the current contract, as amended, will be modified in accordance with the attached summary. A net increase to the contract of **\$54,699** reflects (a) a net credit to the district of \$6,142 for the changes in scope describe above including the unused not-to-exceed funds for hazardous abatement work performed by ATC Associates; (b) a decrease against the preceding credit to fund work-to-be-determined costs of \$4,238; (c) a transfer of \$49,124 for playground equipment funded in BLA 9; and (c) a net increase in the Program Management Fee of \$7,516.

**SCHEDULE**

The work described herein has been performed and completed on schedule. This Amendment is the final amendment to BLA 17 and applies only after it has been fully executed by both parties.

**IN WITNESS WHEREOF**, the Owner and Jacobs have executed this Amendment as of the day and year first written above.

**SANTA MONICA-MALIBU UNIFIED  
SCHOOL DISTRICT**

**JACOBS FACILITIES INC.**

By: \_\_\_\_\_

By: \_\_\_\_\_

Title: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

Date: \_\_\_\_\_

TO: BOARD OF EDUCATION ACTION/CONSENT  
10/02/03  
FROM: SUPERINTENDENT/KENNETH R. BAILEY/J.W. BERRIMAN  
RE: DECREASE BUDGET LIMITATION AGREEMENT (BLA) 9, CONTRACT  
AMENDMENT 13.1 FOR IMPROVEMENTS OF ELEMENTARY SCHOOL  
RECREATION FIELDS

RECOMMENDATION NO. A.09

It is recommended that the Board of Education approve a decrease in the Budget Limitation Agreement 9, from \$4,441,561 to \$4,242,086 in the form of Contract Amendment 13.1 with a net amount equal to \$199,475 deducted which reflects the net changes in scope of work and deletions of work and materials, the reduction in contractor costs for insurance and return of unused funds.

Funding Information:

Source: Proposition X Funds

COMMENT: During the course of construction and installation of the playground equipment and related improvements at the BLA 9 schools, changes were required that were not contemplated in the contract. Certain other work was deleted or not performed for which credits were obtained. Funds set aside as an allowance and for original bid work, which were not used, are credited back. Finally, corrections to the spreadsheet included in Amendment 13 were incorporated in this change.

The Proposition X Oversight Committee has reviewed this and concurs with the recommendation.

MOTION MADE BY:  
SECONDED BY:

STUDENT ADVISORY VOTE:  
AYES:  
NOES:  
ABSTENTIONS:

## **CONTRACT AMENDMENT NO. 13.1**

This document (hereinafter as "**Amendment**") dated **August 11, 2003**, will serve as Contract Amendment Number 13.1 to the Program Management Agreement ("**PM Agreement**") dated August 12, 1999, and is between the Santa Monica-Malibu Unified School District ("**Owner**") and Jacobs Facilities, Inc. ("**Jacobs**"). This Amendment supplements Contract Amendment 9. All terms and conditions used herein shall reflect the original language as stated in the PM Agreement or any subsequent amendments as currently approved.

In consideration of the mutual covenants and agreements set forth below, and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged by the parties hereto, the Owner and Jacobs hereby amend and supplement the PM Agreement as follows:

### **SCOPE**

Scope adjustments and credits within this Amendment cover work pertaining to Bid Package 2C, Improvements of the Recreation Fields of ten elementary and middle schools, which include (a) various changes and credits reflected in seventeen subcontract change orders to Mariposa, Ryco Construction, Alfa-26 and LA Engineering per the enclosed summary; (b) corrections to the transfer of funds for playground equipment to reconcile with transfers made to BLA 6 and BLA 12; (c) correction to construction budget amounts to reflect actual contracts; (d) return of funds intended for transfer but did not occur; and (e) correction to a spreadsheet error made in Amendment 13, Changes and Allowances, Parking Lot Striping, that did not carry through the spreadsheet.

### **COST**

Costs as stated in the current contract, as amended, will be modified in accordance with the attached summary. A net credit of **\$199,475** is returned to the Owner, which reflects (a) a net decrease for the seventeen changes totaling -\$6,458; (b) a net credit adjustment for reconciling transferred funds totaling \$24,394; (c) a net credit adjustment to Change Orders to Bids of \$199; (d) a net credit for funds not used totaling \$171,523; (e) an adjustment to Changes and Allowances, Parking Lot Striping line item by zeroing out the original total and adding \$30,063 in this change; and (f) net credit from the Program Management Fee of \$26,005.

### **SCHEDULE**

The work described herein has been performed and, therefore, impacts to schedule, if any, have been incurred. No assertion of liquidated damages will be made.



This Amendment applies only after it has been fully executed by both parties.

**IN WITNESS WHEREOF**, the Owner and Jacobs have executed this Amendment as of the date written above.

**SANTA MONICA-MALIBU UNIFIED  
SCHOOL DISTRICT**

**JACOBS FACILITIES INC.**

By: \_\_\_\_\_

By: \_\_\_\_\_

Title: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

Date: \_\_\_\_\_

TO: BOARD OF EDUCATION ACTION/CONSENT  
10/02/2003  
FROM: SUPERINTENDENT/KENNETH R. BAILEY/J.W. BERRIMAN  
RE: DECREASE IN BUDGET LIMITATION AGREEMENT (BLA) 6,  
AMENDMENT 9.1 FOR WEBSTER AND PT. DUME ELEMENTARY  
SCHOOLS MODERNIZATION

RECOMMENDATION NO.

It is recommended that the Board of Education approve a decrease in the Budget Limitation Agreement 6, from \$3,223,734 to \$3,102,903 in the form of Contract Amendment 9.1, in the amount of \$120,832 to be deducted from the BLA.

Funding Information:

Source: Proposition X and State Modernization Funds

COMMENT: During the course of modernization at the Pt. Dume and Webster Elementary Schools various changes, additions and deletions were made to the scope of work. Additional credits for OCIP-related insurance premiums were received. The incorporation of assessed liquidated damages in the amount of \$132,000 is also credited. This is a final amendment for BLA 6.

The Proposition X Oversight Committee has reviewed this and concurs with the recommendation.

MOTION MADE BY:  
SECONDED BY:

STUDENT ADVISORY VOTE:  
AYES:  
NOES:  
ABSTENTIONS:

## CONTRACT AMENDMENT NO. 9.1

This document (hereinafter as "**Amendment**") dated August 18, 2003, will serve as Contract Amendment Number 9.1 to the Program Management Agreement ("**PM Agreement**") dated August 12, 1999, and is between the Santa Monica-Malibu Unified School District ("**Owner**") and Jacobs Facilities, Inc. ("**Jacobs**"). This Amendment supplements Contract Amendment 9. All terms and conditions used herein shall reflect the original language as stated in the PM Agreement or any subsequent amendments as currently approved.

In consideration of the mutual covenants and agreements set forth below, and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged by the parties hereto, the Owner and Jacobs hereby amend and supplement the PM Agreement as follows:

### **SCOPE**

Scope adjustments and credits within this Amendment cover work pertaining to Bid Package 1C, Modernization of Pt. Dume and Webster Elementary Schools, which includes (a) various changes and credits reflected in thirteen subcontract change orders to ATC Associates, A-1 Electric, Dawn-Mar (both contracts), Karcher Environmental and T.G. Construction per the enclosed summary; (b) a correction to the budget for ATC to reflect actual bids; (c) a net credit against work-to-be-determined funds; (d) an add and credit for "CO's to Bids" items that were not fulfilled; and (e) incorporation of assessed liquidated damages through February 28, 2002. This is a final amendment to BLA 6.

### **COST**

Costs as stated in the current contract as amended will be modified in accordance with the attached summary. A net decrease of **\$120,832** to BLA 6 includes (a) a net decrease for the fourteen change orders totaling \$5,155; (b) a -\$8 correction to the Construction Bids funding for ACT; (c) an increase of \$5,366 to CO's to Bids; (d) a net credit of \$491 against the work-to-be-determined funds; and (e) a net decrease to the Program Management Services Fee of \$130,854 including the assessed liquidated damages.

### **SCHEDULE**

The work described herein has been performed and, therefore, impacts to schedule, if any, have been incurred. Jacobs agrees to waive any claim for extended performance and consequent impact damages and the Owner agrees that no further liquidated damages will be assessed beyond February 28, 2003.

This Amendment applies only after it has been fully executed by both parties.

IN WITNESS WHEREOF, the Owner and Jacobs have executed this Amendment as of the date written above.

**SANTA MONICA-MALIBU UNIFIED  
SCHOOL DISTRICT**

**JACOBS FACILITIES INC.**

By: \_\_\_\_\_

By: \_\_\_\_\_

Title: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

Date: \_\_\_\_\_

TO: BOARD OF EDUCATION ACTION/CONSENT  
10/02/2003  
FROM: SUPERINTENDENT/KENNETH R. BAILEY/J.W. BERRIMAN  
RE: DECREASE IN BUDGET LIMITATION AGREEMENT (BLA) 10,  
CONTRACT AMENDMENT 14.1 FOR FRANKLIN AND MCKINLEY  
ELEMENTARY SCHOOLS MODERNIZATION

RECOMMENDATION NO. A.11

It is recommended that the Board of Education approve a decrease in the Budget Limitation Agreement 10, from \$3,303,866 to \$3,229,635 in the form of Contract Amendment 14.1, with a credit of \$74,231 applied to the BLA, for modernization work attributed to differing site conditions, added and deleted scope of work and the return of unused funds.

Funding Information:

Source: Proposition X and State Modernization Funds

COMMENT: During the course of modernization at the Franklin and McKinley Elementary Schools various changes, additions and deletions were made to the scope of work. Credits were also applied to account for unused "work to be determined" funds and contingency funds. This is the final contract amendment for BLA 10.

The Proposition X Oversight Committee has reviewed this and concurs with the recommendation.

MOTION MADE BY:  
SECONDED BY:

STUDENT ADVISORY VOTE:  
AYES:  
NOES:  
ABSTENTIONS:

**CONTRACT AMENDMENT NO. 14.1**

This document (hereinafter as "Amendment") dated **October 21, 2002**, will serve as Contract Amendment Number 14.1 to the Program Management Agreement ("**PM Agreement**") dated August 12, 1999 and is between the Santa Monica-Malibu Unified School District ("**Owner**") and Jacobs Facilities, Inc. ("**Jacobs**"). This Amendment supplements Contract Amendment 14. All terms and conditions used herein shall reflect the original language as stated in the PM Agreement or any subsequent amendments as currently approved.

This will be the final Amendment to BLA 10.

In consideration of the mutual covenants and agreements set forth below, and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged by the parties hereto, the Owner and Jacobs hereby amend and supplement the PM Agreement as follows:

**SCOPE**

This Amendment incorporates changes associated with Bid Package 2A, Modernization of Franklin ES and McKinley ES including (a) changes in scope of work, as identified in the attached change order documents, issued to TG Construction and ATC Associates; and (b) return of unused Work-to-be-Determined funds and Contingency funds.

**COST**

Costs as stated in the current contract as amended will be modified in accordance with the attached summary resulting in a net credit to the Owner of \$74,231, which includes (a) a credit of \$59,238 for changes in scope of work; (b) a return of \$9,407 in unused funds; and (c) a net credit of \$5,586 against the PM Services Fee.

**SCHEDULE**

The work described herein has been performed and, therefore, impacts to schedule, if any, have been incurred. Jacobs agrees to waive any claim for extended performance and consequent impact damages provided that the Owner does not assess liquidated damages against this BLA.

This Amendment applies only after it has been fully executed by both parties.

**IN WITNESS WHEREOF**, the Owner and Jacobs have executed this Amendment as of the date written above.

**SANTA MONICA-MALIBU UNIFIED  
SCHOOL DISTRICT**

**JACOBS FACILITIES INC.**

By: \_\_\_\_\_

By: \_\_\_\_\_

Title: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

Date: \_\_\_\_\_

TO: BOARD OF EDUCATION ACTION/CONSENT  
10/02/03

FROM: SUPERINTENDENT/JOSEPH N. QUARLES

RE: CERTIFICATED PERSONNEL - Elections, Separations

RECOMMENDATION NO. 12

ELECTIONS

ADDITIONAL ASSIGNMENTS

JOHN ADAMS MIDDLE SCHOOL

Brown, Dan	1 day @\$385.58	8/15/03	Own Daily/\$386
Cady, Linda	1 day @\$349.82	8/15/03	Own Daily/\$350
Levin, Tracy	1 day @\$322.19	8/15/03	<u>Own Daily/\$322</u>
		TOTAL OWN DAILY	\$1,058

Comment: Prep day for summer science camp and institute  
01-Gifts

CHILD DEVELOPMENT SERVICES

Vega-Johnson, Leticia	96 hrs @\$21.00	8/14/03-8/29/03	<u>Own Hrly/\$2016</u>
		TOTAL OWN HOURLY	\$2,016

Comment: Summer Assignment  
12-Head Start Model 1

Gonzales, Yolanda	180 hrs @\$19.31	8/01/03-8/29/03	<u>Own Hrly/\$3476</u>
		TOTAL OWN HOURLY	\$3,476

Comment: CDS Operating During Summer  
12-CD:St Genl Child Care (GCTR)

Pekkanen, Jaana	8.4 hrs @\$14.25	7/01/03-7/21/03	<u>Own Hrly/\$120</u>
		TOTAL OWN HOURLY	\$120

Comment: Lead Teacher Stipend from 7/1-21/03  
12-Unrestricted Resource

EDISON ELEMENTARY SCHOOL

Beasley, Linda	21 hrs @\$35.60	8/25/03-1/26/04	Est Hrly/\$750
Boxer, Lorissa	21 hrs @\$35.60	8/25/03-1/26/04	Est Hrly/\$750
Jimenez, Sylvia	21 hrs @\$35.60	8/25/03-1/26/04	Est Hrly/\$750
Orum, Lori	21 hrs @\$35.60	8/25/03-1/26/04	<u>Est Hrly/\$750</u>
		TOTAL ESTABLISHED HOURLY	\$3,000

Comment: Literacy Teacher Coach  
73-Stupski Foundation

FRANKLIN ELEMENTARY SCHOOL

Ferrell, Sue	225 hrs @\$35.60	9/3/03-6/18/04	<u>Est Hrly/\$8000</u>
		TOTAL ESTABLISHED HOURLY	\$8,000

Comment: Science Specialist - 1 day/week  
01-School Improvement Prog, K-6

HUMAN RESOURCES

Cariati, Jeanne	56 hrs @\$35.60	9/02-6/03	Est Hrly/\$2000
Deshautelle, Anna	56 hrs @\$35.60	9/02-6/03	Est Hrly/\$2000
King, Keri	56 hrs @\$35.60	9/02-6/03	Est Hrly/\$2000
Jago, Carol	112 hrs @\$35.60	9/02-6/03	Est Hrly/\$4000
Novack, Mary Anne	56 hrs @\$35.60	9/02-6/03	<u>Est Hrly/\$2000</u>
		TOTAL ESTABLISHED HOURLY	\$12,000

Comment: Consulting teachers with the PAR Program  
01-CA Peer Assistance and Review

LINCOLN MIDDLE SCHOOL

Sinclair, Michele 1.75 hrs @\$35.60 8/27/03 Est Hrly/\$62  
TOTAL ESTABLISHED HOURLY \$62

Comment: SI Planning-Summer Hours-ELD Department  
01-School Improvement Prog, K-6

Asgharzadeh, Rosita 3 hrs @\$35.60 8/27/03 Est Hrly/\$107  
Beltran, Tom 3 hrs @\$35.60 8/27/03 Est Hrly/\$107  
Gies, Gretchen 3 hrs @\$35.60 8/27/03 Est Hrly/\$107  
Kiehm, Monique 3 hrs @\$35.60 8/27/03 Est Hrly/\$107  
TOTAL ESTABLISHED HOURLY \$428

Comment: SI Planning-Summer Hours-ELD Department  
01-School Improvement Prog, K-6

ROP

Jeffries, Jane 10 hrs @\$35.60 9/1/03-6/30/04 Est Hrly/\$356  
TOTAL ESTABLISHED HOURLY \$356

Comment: Administer TB test to ROP EMT students  
01-R.O.P.

SANTA MONICA HIGH SCHOOL

Baxter, Catherine 5 days @\$428.08 7/14-18/03 Own Daily/\$2140  
TOTAL OWN DAILY \$2,140

Comment: Summer School Principal  
01-Unrestricted Resource

STUDENT AND FAMILY SUPPORT SERVICES

Kardiyadi, Adrienne 85 hrs @\$35.60 8/4/03-8/29/03 Est Hrly/\$3026  
TOTAL ESTABLISHED HOURLY \$3,026

Comment: Administer the California English Language Test to English Language  
Learning Students at Samohi  
01-ELAP-Engl Lang Acquisition Prog

Freedman, Marolyn 20 days @\$439.29 9/1/03-6/30/04 Own Daily/\$8786  
TOTAL OWN DAILY \$8,786

Comment: Teacher Training/Counselor-MediCal Grants  
01-Medi-Cal Billing Option

Bader, Cheryl 6 hrs @\$35.60 8/28/03 Est Hrly/\$214  
Bressler, Rachel 6 hrs @\$35.60 8/28/03 Est Hrly/\$214  
Bronstein, Susan 6 hrs @\$35.60 8/28/03 Est Hrly/\$214  
Ernst, Anne 6 hrs @\$35.60 8/28/03 Est Hrly/\$214  
Hannan, Ellan 6 hrs @\$35.60 8/28/03 Est Hrly/\$214  
Housman, Joann 6 hrs @\$35.60 8/28/03 Est Hrly/\$214  
Jeffries, Jane 6 hrs @\$35.60 8/28/03 Est Hrly/\$214  
Mahon, Margaret 6 hrs @\$35.60 8/28/03 Est Hrly/\$214  
McElvain, Nora 6 hrs @\$35.60 8/28/03 Est Hrly/\$214  
Niemi, Charlene 6 hrs @\$35.60 8/28/03 Est Hrly/\$214  
Relles, Ellen 6 hrs @\$35.60 8/28/03 Est Hrly/\$214  
Sachs, Terry 6 hrs @\$35.60 8/28/03 Est Hrly/\$214  
Waldorf, Sheri 6 hrs @\$35.60 8/28/03 Est Hrly/\$214  
TOTAL ESTABLISHED HOURLY \$2,782

Comment: Health Services Workshop  
01-Medi-Cal Billing Option

**TOTAL ESTABLISHED HOURLY, OWN HOURLY and OWN DAILY = \$47,250**



SUBSTITUTE TEACHERS

ADULT EDUCATION  
(@\$35.60 Hourly Rate)  
Moses, Karen

Effective  
  
9/02/03-6/30/04

PREFERRED SUBSTITUTES  
(@\$142 Daily Rate)

Brunson, Diane 9/3/03  
Burdick, Amy 9/9/03  
Chenik, Mara 9/3/03  
Flanders, Claudia 9/3/03  
Hanson-Booker, Denise 9/3/03  
Jaffe, James 9/3/03  
Kaczorowski, Joan 9/3/03  
Kirk, Diana 9/3/03  
Lemaster, Garth 9/9/03  
Pham, Vy 9/3/03  
Smith, Nancy 9/3/03  
Wisner, Paul 9/3/03

REGULAR DAILY SUBSTITUTES  
(Daily Rate @120)

Ortega, Sergio 9/2/03

PROBATIONARY CONTRACTS

<u>Name/Assignment</u> <u>Location</u>	<u>Not to</u> <u>Exceed</u>	<u>Effective</u>
O'Connor, Patricia Grant Elem/Resource Spec	100% [replacing M. Herrera]	9/16/03
Yovetich, Wallace CDS/McKinley	50% [replacing T. Eisner]	9/01/03

TEMPORARY CONTRACTS

<u>Name/Assignment</u> <u>Location</u>	<u>Not to</u> <u>Exceed</u>	<u>Effective</u>
Acevedo, Lucy Edison Elem/RSP	50% [replacing L. Siddique]	8/29/03-6/18/04
Hannan, Ellen John Adams MS/Nurse	60% [replacing L. Morn]	8/29/03-6/30/04
Podolsky, Leslie CDS/Franklin	50% [replacing V. Albicker]	9/05/03
Sachs, Teri Olympic/Nurse	10% [new position]	8/29/03-6/18/03

MOTION MADE BY:  
SECONDED BY:

STUDENT ADVISORY VOTE:  
AYES:  
NOES:  
ABSTENTIONS:

TO: BOARD OF EDUCATION  
 FROM: SUPERINTENDENT/JOSEPH N. QUARLES  
 RE: SPECIAL SERVICES EMPLOYEES

ACTION  
 10/02/03

RECOMMENDATION NO. A.13

It is recommended that the following Special Services Employee contracts be approved in accordance with District policies and salary schedules and be assigned pursuant to BP 4102. Funding for the positions listed are included in the 2003/04 budget.

ELECTIONS

<u>Name/Location</u>	<u>Not to Exceed</u>	<u>Effective</u>	<u>Rate</u>
Brotman, Mary	\$27,000	8/26/03-6/30/04	\$2700/mo + Mileage @ \$0.365/mile
Student and Family Support Services, Special Education, provide direct services to students during the 03/04 school year per signed IEP's which have occupational therapy goals FUNDING: 01-65000-0-57700-11900-2917-043-1501-100% Special Education			
Caruso, Stephanie	\$62,000	8/26/03-6/30/04	\$6200/mo + Mileage @ \$0.365/mile
Student and Family Support Services, Special Education, provide direct services to students during the 03/04 school year per signed IEP's which have occupational therapy goals FUNDING: 01-65000-0-57700-11900-2917-043-1501-100% Special Education			
Haufel, Judy-Benay	\$8,550	9/03/03-6/30/04	\$15/hour
Food and Nutrition Services, manage Santa Monica High School's nine raised garden beds and greenhouse; monitor student planting and harvesting of garden for Farmer's Salad Bar; coordinate annual visits; assist in workshops FUNDING: 13-53100-0-00000-37000-2917-057-1501-100% Child Nutrition			
Hire, Heather	\$62,000	8/26/03-6/30/04	\$6200/mo + Mileage @ \$0.365/mile
Student and Family Support Services, Special Education, provide direct services to students during the 03/04 school year per signed IEP's which have occupational therapy goals FUNDING: 01-65000-0-57700-11900-2917-043-1501-100% Special Education			

Isackson, Kari                    \$33,750            8/26/03-6/30/04    \$3375/mo +  
Mileage @  
\$0.365/mile  
Student and Family Support Services, Special Education,  
provide direct services to students during the 03/04 school  
year per signed IEP's which have occupational therapy goals  
FUNDING: 01-65000-0-57700-11900-2917-043-1501-100%  
Special Education

Mesner, Vanessa                \$62,000            8/26/03-6/30/04    \$6200/mo +  
Mileage @  
\$0.365/mile  
Student and Family Support Services, Special Education,  
provide direct services to students during the 03/04 school  
year per signed IEP's which have occupational therapy goals  
FUNDING: 01-65000-0-57700-11900-2917-043-1501-100%  
Special Education

Muncey, Donna E.              \$84,855            9/24/03-6/30/04    \$487.67/day  
Director, Coordinated Educational Services  
FUNDING: 01-00000-0-19600-21000-1314-030-1501-100%  
Unrestricted Resource

Rabin, Debbie                 \$62,000            8/26/03-6/30/04    \$6200/mo +  
Mileage @  
\$0.365/mile  
Student and Family Support Services, Special Education,  
provide direct services to students during the 03/04 school  
year per signed IEP's which have occupational therapy goals  
FUNDING: 01-65000-0-57700-11900-2917-043-1501-100%  
Special Education

Ross, Jennifer                 \$33,750            8/26/03-6/30/04    \$3375/mo +  
Mileage @  
\$0.365/mile  
Student and Family Support Services, Special Education,  
provide direct services to students during the 03/04 school  
year per signed IEP's which have occupational therapy goals  
FUNDING: 01-65000-0-57700-11900-2917-043-1501-100%  
Special Education

Perrey, Katja                    \$7,740                    9/03/03-6/30/04    \$18/hour  
Food and Nutrition Services, provide technical support for all  
school gardens, support PTA's in gardening angel recruitments,  
plan workshops, attend related workshops.

FUNDING:    13-53100-0-00000-37000-2917-057-1501-100%  
                  Child Nutrition

MOTION MADE BY:  
SECONDED BY:

STUDENT ADVISORY VOTE:  
AYES:  
NOES:  
ABSTENTIONS:

TO: BOARD OF EDUCATION

ACTION/CONSENT

10/02/03

FROM: JOHN E. DEASY/JOSEPH N. QUARLES

RE: CLASSIFIED ADMINISTRATIVE CONTRACT:  
DIRECTOR OF INFORMATION SERVICES

RECOMMENDATION NO. A.14

It is recommended that the Board of Education ratify a contract with the following classified administrator from July 1, 2003 through June 30, 2005:

William M. Carey  
Director of Information Services

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

ABSTENTIONS:

TO: BOARD OF EDUCATION  
FROM: JOHN E. DEASY/JOHN SLISS  
RE: CLASSIFIED PERSONNEL - MERIT

ACTION/CONSENT  
10-02-03

RECOMMENDATION NO. A.15

It is recommended that the following appointments for Classified Personnel (merit system) be approved and/or ratified. All personnel will be properly elected in accordance with District policies and salary schedule.

**ELECTION**

CARTER, RALPH	INST ASST - CLASSROOM MUSIC 2.5 HRS/SY RANGE: 18	MALIBU STEP: 01	09-10-03
DESAI, BELA	CAFETERIA WORKER II 4.0 HRS/SY RANGE: 11	PT.DUME STEP: 01	09-02-03
DONAHUE, KRISTEEN	BUS DRIVER 7.0 HRS/SY RANGE: 28	TRANSPORTATION STEP: 01	09-18-03
GLEASON, TIM	CUSTODIAN I NSI 8.0 HRS/12 RANGE: 22	SAMOHI STEP: 01	09-10-03
HORTON, TEHEISHER	BUS DRIVER 7.0 HRS/SY RANGE: 28	TRANSPORTATION STEP: 01	09-19-03
MIRANDA, KARLA	CAFETERIA WORKER II 4.0 HRS/SY RANGE: 13	CABRILLO STEP: 01	09-02-03
MCCULLOUGH, NICOLE	CAFETERIA WORKER I 3.0 HRS/SY RANGE: 11	CABRILLO STEP: 01	09-15-03
REUTINGER, CHRISTOPHER	INST ASST - CLASSROOM MUSIC 2.5 HRS/SY RANGE: 18	MALIBU STEP: 01	09-08-03
SAWAYA, MIGUEL	INST ASST - SPECIAL ED 3.5 HRS/SY RANGE: 20	SMASH STEP: 01	09-02-03

SCHUSTERBAUER, BRETT	PHYSICAL ACTIVITIES SPEC 5.0 HRS/SY CABRILLO RANGE: 26 STEP: 01	09-02-03
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TAKAMATSU JENNIFER	INST ASST - CLASSROOM MUSIC 3.0 HRS/SY LINCOLN RANGE: 18 STEP: 01	09-08-03
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**REINSTATEMENT**

SHANLEY, SCOTT	INST ASST - PHYSICAL ED 3.75 HRS/SY FRANKLIN	09-08-03
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WOODS, SHELETTA	INST ASST - SPECIAL ED 3.0 HRS/SY GRANT	09-02-03
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**RESTORED POSITION**

BURRELL, CATHERINE	SWIM INSTRUCTOR/LIFEGUARD 8.0 HRS/SY LINCOLN	09-08-03
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CANNON, KERMIT	INST ASST - PHYSICAL ED 6.0 HRS/SY SAMOHI	09-02-03
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ELVIRA, RICARDO	SWIM INSTRUCTOR/LIFEGUARD 6.0 HRS/SY SAMOHI	09-02-03
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**PROMOTION**

BELLONI, ANGELA	PHYSICAL ACTIVITIES SPEC 4.8 HRS/SY PT.DUME FR: INST ASST - PHYSICAL ED	09-02-03
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BOLDEN, DAYLAN	PHYSICAL ACTIVITIES SPEC 4.0 HRS/SY SMASH FR: INST ASST - PHYSICAL ED	09-02-03
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**WORKING OUT OF CLASS**

MATA, ESTELLA	\$135.00 PER MONTH 07-01-03 - 09-30-03 PAID AS STIPEND	
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QUIROZ, TIMOTHY	CAFETERIA COOK BAKER 8.0 HRS/SY SAMOHI FR: CAFETERIA WORKER II	09-02-03 01-03-04
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**INCREASE/DECREASE IN ASSIGNMENT PER CONTRACT ARTICLE 19**

ANTOINE, ANITRA	BUS DRIVER 7.25 HRS/10 TRANSPORTAION FR: 7.0 HRS/10	09-03-03
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CARRILLO, STEVEN	BUS DRIVER 7.0 HRS/10 TRANSPORTATION FR: 7.25 HRS/10	09-03-03
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WILLIAMS, DANDRE	BUS DRIVER 7.25 HRS/10      TRANSPORTATION FR: 7.0 HRS/10	09-03-03
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**INCREASE IN ASSIGNMENT**

AGUILAR, VICTOR	INST ASST - CLASSROOM MUSIC 4.0 HRS/SY      ADAMS FR: 3.0 HRS/SY	09-02-03
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BROWN, JESSICA	INST ASST - CLASSROOM 4.0 HRS/SY      WEBSTER FR: 2.0 HRS/SY	09-01-03
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CONRAD, WEI-JIN	INST ASST - CLASSROOM 5.0 HRS/SY      WEBSTER FR: 4.0 HRS/SY	09-01-03
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COOLEY, SUSAN	INST ASST - CLASSROOM 5.0 HRS/SY      WEBSTER FR: 3.0 HRS/SY	09-02-03
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GERHARDT, DEBRA	INST ASST - CLASSROOM 3.60 HRS/SY      FRANKLIN FR: 3.5 HRS/SY	09-01-03
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OCHOA, BARBARA	INST ASST - CLASSROOM 2.0 HRS/SY      FRANKLIN FR: 1.70 HRS/SY	09-01-03
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PIEPER, YALILE	INST ASST - CLASSROOM 5.0 HRS/SY      WEBSTER FR; 3.0 HRS/SY	09-01-03
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THOMAS-RUSSO, REBECCA	INST ASST - CLASSROOM 3.75 HRS/SY      FRANKLIN FR: 3.6 HRS/SY	09-01-03
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**VOLUNTARY REDUCTION IN ASSIGNMENT**

PFEIFFER, JULIE	INST ASST - CLASROOM 2.0 HRS/SY      WEBSTER FR: 3.0 HRS/SY	09-01-03
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**LATERAL TRANSFER**

DRUMMOND, ALLISON	CHILDREN CENTER ASSISTANT 3.5 HRS/SY      CDS FR: INST ASST - CLASSROOM	09-02-03
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**VOLUNTARY TRANSFER**

NICOLORO, NANCY	INST ASST - PHYSICAL ED 4.0 HRS/SY      GRANT FR: I/A PHYSICAL ED CABRILLO	09-02-03
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RUTHERFORD, MYRIAM	SR OFFICE SPECIALIST 8.0 HRS/12 CDS FR: 8.0 HRS/12 SAMOHI	09-02-03
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**INVOLUNTARY TRANSFER**

BOSTON, KIMBERLY	INST ASST - SPECIAL ED 3.5 HRS/SY MCKINLEY PRE FR: 3.5 HRS/SY LINCOLN PRE	09-11-03
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CROWELL, SUZANNE	CAFETERIA WORKER I 3.0 HRS/SY ROGERS FR: 3.0 HRS/SY OLYMPIC	09-03-03
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DO, THU HONG	INST ASST - SPECIAL ED 6.0 HRS/SY SAMOHI FR: 6.0 HRS/SY LINCOLN	09-11-03
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FLORES, MARIA	INST ASST - SPECIAL ED 3.5 HRS/SY PINE STREET FR: 3.5 HRS/SY LINCOLN PRE	09-11-03
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GONZALEZ, MARY LOU	CAFETERIA WORKER I 3.0 HRS/SY OLYMPIC FR: 3.0 HRS/SY SAMOHI	09-03-03
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HARRIS, WESLEY	CAFETERIA WORKER I 3.0 HRS/SY SAMOHI FR: 3.0 HRS/Y CABRILLO	09-01-03
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PEREZ, MARIA	CAFETERIA WORKER I 3.0 HRS/SY WEBSTER FR: 3.0 HRS/SY EDISON	09-11-03
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**PROFESSIONAL GROWTH**

DROZDOSKI, MANUELA	CHILDREN CENTER ASST ROOSEVELT	09-01-03
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EMHARDT, JANA	SR OFFICE SPEC SAMOHI	09-01-03
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TYLER, TIFFANY	STUDENT OUTREACH SPEC SAMOHI	09-01-03
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YASHAR, AZITA	INST ASST - SPECIAL ED MCKINLEY	09-01-03
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**CATASTROPHIC LEAVE OF ABSENCE**

WILLIAMS, ROBERT	INST ASST - SPECIAL ED SPECIAL ED	07-01-03 11-06-03
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**UNPAID LEAVE OF ABSENCE**

JOHNSON, HOLIDAY	INST ASST - SPECIAL ED ADAMS	09-03-03 01-05-04
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**MEDICAL LEAVE OF ABSENCE**

MACKAVOY, MARTHA	INST ASST - SPECIAL ED GRANT	09-02-03 01-23-04
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**SUMMER ASSIGNMENT**

SMITH, LUZ	TRANSLATOR SPECIAL ED	08-26-03 08-30-03
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**SUBSTITUTE**

ALAS, ROXANA	INST ASST - SPECIAL ED SPECIAL ED	09-01-03 06-18-04
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ALLOTEY, INGRID	CAFETERIA WORKER I FOOD SERVICES	09-02-03 06-30-04
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ANDERSON, AMANDA	INST ASST - SPECIAL ED SPECIAL ED	09-01-03 06-18-04
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ARRIOLA, OLGA	CAFETERIA WORKER I FOOD SERVICES	09-10-03 06-18-04
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COLLINS, CHANDRA	INST ASST - SPECIAL ED SPECIAL ED	09-17-03 06-18-04
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CUEVA, JEMINA	CAFETERIA WORKER I FOOD SERVICES	09-02-03 06-18-04
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GUZMAN, YELENA	INST ASST - SPECIAL ED SPECIAL ED	09-01-03 06-18-04
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HORTON, TAHIESHA	BUS DRIVER TRANSPORTATION	08-25-03 06-30-04
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KASPAR, JOSEPH	INST ASST - CLASSROOM MCKINLEY	09-10-03 12-31-03
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KELLER, EVELYN	OFFICE SPECIALIST SAMOHI	09-16-03 12-31-03
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LATA, SHOBNA	OFFICE SPECIALIST SAMOHI	09-08-03 12-31-03
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LEONHARD, DEBORAH	INST ASST - SPECIAL ED SPECIAL ED	09-01-03 06-18-04
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MEDRANO, LATHISA	CAFETERIA WORKER I FOOD SERVICES	09-11-03 06-30-04
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POND, DEREK	IA SIGN LANGUAGE INTERP LINCOLN	09-03-03 06-18-04
RILEY, NICHOLA	INST ASST - SPECIAL ED SPECIAL ED	09-01-03 06-18-04
SMELTZER, ROSE	INST ASST - SPECIAL ED SPECIAL ED	09-01-03 06-18-04
<b><u>TEMP/ADDITIONAL</u></b>		
CRAWFORD, CYNTHIA	LIBRARY ASSISTANT I ADAMS	09-03-03 06-18-04
GILKISON, JESSICA	INST ASST - CLASSROOM MCKINLEY	09-03-03 06-18-04
HUGHES, CLARENCE	UTILITY WORKER MAINTENANCE	08-01-03 06-30-04
HUMPHREYS, ANTONIO	TRANSLATOR FOOD SERVICES	09-02-03 06-30-04
MILLER, PATRINA	SR OFFICE SPECIALIST SPECIAL ED	08-26-03 09-15-03
SPALDING, JAMES	CUSTODIAN I - DAY ADAMS	09-06-03 09-06-03
SUGARS, CURTIS	UTILITY WORKER MAINTENANCE	08-01-03 06-30-04
VARGAS, PATRICIA	ADMINISTRATIVE ASSISTANT ADULT ED	09-01-03 06-30-04
<b><u>RESIGNATION</u></b>		
BELT, JIMMY	INST ASST - SPECIAL ED MALIBU	09-17-03
GARCIA, NORMA	CAFETERIA WORKER I MALIBU	09-10-03
SPERBER, HEIDI	INST ASST - SPECIAL ED MALIBU	06-15-03
<b><u>ABOLISH POSITION</u></b>		
VACANT	INST ASST - BILINGUAL 3.0 HRS/SY            ROGERS	09-02-03
VACANT	INST ASST - CLASSROOM 3.0 HRS/SY            ROGERS	09-02-03

VACANT	INST ASST - CLASSROOM 2.0 HRS/SY WEBSTER	09-01-03
VACANT	INST ASST - CLASSROOM 2.0 HRS/SY WEBSTER	09-01-03
VACANT	INST ASST - CLASSROOM 4.8 HRS/SY PT.DUME	09-16-03
VACANT	INST ASST - SPECIAL ED 6.0 HRS/SY ADAMS	09-01-03
<u>ESTABLISHED POSITION</u>		
	INST ASST - CLASSROOM 2.0 HRS/SY GRANT	09-03-03
2 POSITIONS	INST ASST - CLASSROOM 3.0 HRS/SY PT.DUME	09-16-03

MOTION MADE BY:  
SECONDED BY:

STUDENT ADVISORY VOTE:  
AYES:  
NOES:  
ABSTENTIONS:

TO: BOARD OF EDUCATION

ACTION/CONSENT

10-02-03

FROM: JOHN E. DEASY/JOHN SLISS

RE: CLASSIFIED PERSONNEL - NON-MERIT

RECOMMENDATION NO. A.16

It is recommended that the following be approved and/or ratified for Classified Personnel (Non-Merit). All personnel assigned will be properly elected on a temporary basis to be used as needed in accordance with District policies and salary scheduled.

**COACHING ASSISTANT**

HIXSON, THOMAS	SAMOHI	09-12-03 - 01-31-04
PERLMUTTER, EVAN	MALIBU	09-02-03 - 06-30-04

**CHILD CARE ASSISTANT**

MARION, ROSA	ADULT ED	09-01-03 - 06-30-04
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**NOON AIDE**

BARRERAS-GRACIANO, LAURA	ROGERS	09-03-03 - 06-18-04
BLACK, SANDEE	LINCOLN	09-03-03 - 06-18-04
BUSTILLO, GLORIA	EDISON	09-03-03 - 06-18-04
CADENA, SILVIA	EDISON	09-03-03 - 06-18-04
CAMPOS, MARIA	ROGERS	09-03-03 - 06-18-04
COHEN, KATHRYN	LINCOLN	09-03-03 - 06-18-04
COOPER, CORY	MCKINLEY	09-03-03 - 06-18-04
DESAI, BELA	MCKINLEY	09-03-03 - 06-18-04
DIAZ, EVELYN	ROGERS	09-03-03 - 06-18-04
ESQUIVEL, SANDRA	ROOSEVELT	09-03-03 - 06-18-04
GIROUX, SHARON	EDISON	09-03-03 - 06-18-04
GOLDENBERG, AUDREY	ROOSEVELT	09-03-03 - 06-18-04
INIGUEZ, WILMA	ROGERS	09-03-03 - 06-18-04
JAEGER, BERNADETTE	LINCOLN	09-03-03 - 06-18-04
JAUREGUI, MARISSA	ROOSEVELT	09-03-03 - 06-18-04
KUYAMA, KEIKO	ROOSEVELT	09-03-03 - 06-18-04
LOPEZ, ANABEL	ROGERS	09-03-03 - 06-18-04
LUCAS, RALPH	MCKINLEY	09-03-03 - 06-18-04
MALDONADO, ALEJANDRA	MCKINLEY	09-03-03 - 06-18-04
MARION, ROSA	MCKINLEY	09-03-03 - 06-18-04
MARTIN, KEVIN	ADAMS	09-03-03 - 06-18-04
MAZAR-ATABAKI, SORAYA	ROOSEVELT	09-03-03 - 06-18-04
MORGAN, JENNIFER	EDISON	09-03-03 - 06-18-04
NEWMAN, SUSAN	LINCOLN	09-03-03 - 06-18-04
NICHOLS, CONSTADINA	LINCOLN	09-03-03 - 06-18-04
NUNEZ, SHERI	ADAMS	09-03-03 - 06-18-04
PERSHEN, NAJMEH	ROOSEVELT	09-03-03 - 06-18-04
RAMOS, RITA	MCKINLEY	09-03-03 - 06-18-04
REYES, MODESTA	MCKINLEY	09-03-03 - 06-18-04

RICKER, LINLEIGH	LINCOLN	09-03-03 - 06-18-04
RODRIGUEZ, SARA	ROGERS	09-03-03 - 06-18-04
STARK, JANE	ROOSEVELT	09-03-03 - 06-18-04
STOUT, BONNIE	LINCOLN	09-03-03 - 06-18-04
URENA, HILDA	ROGERS	09-03-03 - 06-18-04

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

ABSTENTIONS:

TO: BOARD OF EDUCATION

ACTION/MAJOR

10/02/03

FROM: SUPERINTENDENT/LINDA KAMINSKI/CINDY ATLAS

RE: APPROVAL OF SPECIAL EDUCATION CONTRACTS 2002/2003

RECOMMENDATION NO. A.17

It is recommended that the Board of Education approve the following Special Education Contracts for fiscal year 2002-2003 as follows:

**NPS/NPA**

**2002-2003 Budget 01-65000-0-57500-11800-5825-043-1400**

<b>Nonpublic School/Agency</b>	<b>Student DOB</b>	<b>Service Description</b>	<b>Contract Number</b>	<b>Cost Not to Exceed</b>
Heritage <b>Contract Increase</b>	05-09-89	NPS	#46 UC04126	\$ 848
Hear to Talk <b>Contract Increase</b>	01-04-99	NPA - Speech	#13 UC03086	\$ 120
Wayne Tashjian <b>Contract Increase</b>	10-20-92	NPA - Behavior Therapy	#23 UC03096	\$ 3,100

<b>Amount Budgeted NPS/NPA 02/03</b>	<b>\$ 3,040,000</b>
<b>Prior Board Authorization as of 7/31/03</b>	<b>\$ 3,039,021</b>
<b>Balance</b>	<b>\$ 979</b>
<b>Positive Adjustment</b>	<b>\$ 4,485</b>
<b>(See attachment)</b>	<b>\$ 5,464</b>
<b>Total Amount for these Contracts</b>	<b>\$ 4,068</b>
<b>Balance</b>	<b>\$ 1,396</b>

**Adjustment**

NPS/NPA Budget 01-65000-0-57500-11800-5825-043-1400

There has been a reduction in authorized expenditures of NPS/NPA contracts for FY 2002-03 in the amount of **\$ 4,485** as of October 2, 2003.

Nonpublic School/ Agency	Service Description	Contract Number	Reduce (R) Eliminate (E)	Adjusted Amount	Comment
Summitview West	NPS	#26 UC03046	R	\$ 1,520	Adjustment to NPS/NPA
Summitview West	NPS	#27 UC03047	R	\$ 1,760	Adjustment to NPS/NPA
Summitview West	NPS	#69 UC03209	R	\$ 1,205	Adjustment to NPS/NPA

**Instructional Consultants**

2002-2003 Budget 01-65000-0-50010-11800-5802-043-1400

Instructional Consultant	Student DOB	Service Description	Contract Number	Cost Not to Exceed
Accommodating Ideas, Inc.  <b>Contract Increase</b>	Various	Instr. Consultant - Interpreting Services	#17 UC03183	\$ 25
Pyramid Educational Consultants, Inc.  <b>Contract Increase</b>	07-17-92	Instr. Consultant - Staff Development for Special Education.	#21 UC03231	\$ 2,100

<b>Amount Budgeted Instructional Consultants 02/03</b>	<b>\$ 221,414</b>
<b>Prior Board Authorization as of 07/31/03</b>	<b>\$ 213,028</b>
<b>Balance</b>	<b>8,386</b>

<b>Total Amount for these Contracts</b>	<b><u>\$2,125</u></b>
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**Balance**

**\$6,261**

COMMENT: According to the Education Code SEC.21 Section 56342, prior to recommending a new or continued placement in a non-public, non-sectarian school, the Individualized Education Program (IEP) Team must submit the proposed recommendation to the local governing board for its review and recommendation regarding the cost of such placement.

The recommendation for these severely handicapped students are made by the District IEP Teams in accordance with State and Federal laws. The mandates of IDEA require non-public school services be provided at no expense to parents if there is not an appropriate public school program available. Funding to come from a SELPA-wide non-public school/non-public agency reserve account.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

ABSTENTIONS:

TO: BOARD OF EDUCATION

ACTION/MAJOR

10/02/03

FROM: SUPERINTENDENT/LINDA KAMINSKI/CINDY ATLAS

RE: APPROVAL OF SPECIAL EDUCATION CONTRACTS 2003/2004

RECOMMENDATION NO. A.18

It is recommended that the Board of Education approve the following Special Education Contracts for fiscal year 2003-2004 as follows:

**NPS/NPA**

**2003-2004 Budget 01-65000-0-57500-11800-5825-043-1400**

Nonpublic School/Agency	Student DOB	Service Description	Contract Number	Cost Not to Exceed
Aspen Ranch	07-30-88	NPS	#49	\$ 37,200
Aspen Ranch	08-16-88	NPS	#50	\$ 31,155
Baby & Baby, Inc.	09-17-86	NPA - PT	#45	\$ 5,600
Can Do Kids, Inc.	01-20-00	NPA - OT & PT	#46	\$ 7,600
Institute for Applied Behavior Analysis	01-20-00	NPA - Behavior Therapy	#47	\$ 17,300
Julia Hobbs Speech Pathology, Inc.	01-20-00	NPA - Speech	#48	\$ 9,880
Step by Step	08-14-99	NPA - Behavior Therapy	#49	\$ 12,480
Therapy In Action	11-03-89	NPA - OT	#50	\$ 2,465
Therapy West	08-08-97	NPA - PT	#51	\$ 6,630

<b>Amount Budgeted NPS/NPA 03/04</b>	<b>\$ 3,300,000</b>
<b>Prior Board Authorization as of 9/18/03</b>	<b>\$ 2,000,684*</b>
<b>Balance</b>	<b>\$ 1,299,316</b>
<b>Total Amount for these Contracts</b>	<b>\$ 130,310</b>
<b>Balance</b>	<b>\$ 1,169,006</b>

**\*Prior Year Authorization (09-19-02) \$2,634,086**

COMMENT: According to the Education Code SEC.21 Section 56342, prior to recommending a new or continued placement in a non-public, non-sectarian school, the Individualized Education Program (IEP) Team must submit the proposed recommendation to the local governing board for its review and recommendation regarding the cost of such placement.

The recommendation for these severely handicapped students are made by the District IEP Teams in accordance with State and Federal laws. The mandates of IDEA require non-public school services be provided at no expense to parents if there is not an appropriate public school program available. Funding to come from a SELPA-wide non-public school/non-public agency reserve account.

MOTION MADE BY:  
SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:  
NOES:  
ABSTENTIONS:

TO: BOARD OF EDUCATION

ACTION/MAJOR

10/02/03

FROM: JOHN E. DEASY/KENNETH R. BAILEY

RE: APPOINTMENT OF ADDITIONAL MEMBERS TO THE FINANCIAL  
OVERSIGHT COMMITTEE

RECOMMENDATION NO. A.19

It is recommended that the Board of Education appoint two additional members to the district's Financial Oversight Committee.

COMMENT: In order to comply with the oversight responsibilities required by the passage of Measure "S", the Financial Oversight Committee will increase its membership by two members. The Board of Education, at its June 26, 2003 meeting (Item A.25), approved the expansion of the Financial Oversight Committee by two members and directed staff to the begin the application process. Applications were received in the Superintendent's office and were subsequently reviewed by the Financial Oversight Committee members.

The Committee met on September 16 and has forwarded its recommendation to the Board of Education under separate cover.

Board members will receive copies of all applications submitted for consideration for appointment.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

ABSTENTIONS:

TO: BOARD OF EDUCATION

ACTION/MAJOR

10/02/03

FROM: JOHN DEASY, SUPERINTENDENT

RE: ALGEBRA I SUPPORT FOR JOHN ADAMS MIDDLE SCHOOL

RECOMMENDATION NO. A.20

It is recommended that the Board of Education approve the enhancement allocation of funds for 10 additional sections of Algebra and professional development to support the transition to 8<sup>th</sup> grade Algebra I for students at John Adams Middle School.

COMMENT: The Santa Monica-Malibu Unified School District's vision of academic excellence and equity for all students is based on access to a rigorous, standards-based curriculum at all grade levels. The California content standards identify Algebra I as the standards-based course of studies for all eighth grade students.

For 2002-2003, 37 percent of district 8<sup>th</sup> grade students took the California Standards Test for Algebra I. Additionally, districtwide enrollment patterns indicate large disparities in the number of low-income and English Learner students who have access to Algebra I. To increase equitable access to a standards-based Algebra I curriculum, John Adams Middle School will implement an Algebra Transition Plan to accelerate student enrollment and success in Algebra I.

The John Adams Middle School Algebra Transition Plan for 2003-2004 will use a research-based double dose approach to strengthening mathematics concepts and reducing skill gaps. Ten extra sections of instructional support will be provided to identified 7<sup>th</sup> and 8<sup>th</sup> grade students. The Algebra Transition Plan also includes teacher professional development to further support student success. The anticipated costs to implement the John Adams Middle School Algebra Transition Plan are as follows:

10 addition math sections	\$120,000
Professional development costs	7,000
Materials costs	<u>3,000</u>
Total	\$130,000

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE: N/A

AYES:

NOES:

ABSTENTIONS:

TO: BOARD OF EDUCATION

INFORMATION/MAJOR

10/02/03

FROM: SUPERINTENDENT/JOSEPH N. QUARLES

RE: INITIAL CONTRACT PROPOSAL 2003/2004 OF THE  
BOARD OF EDUCATION FOR NEGOTIATIONS WITH THE SANTA  
MONICA-MALIBU CLASSROOM TEACHERS' ASSOCIATION

INFORMATIONAL COMMUNICATION NO. I.1

The attached initial contract proposal is being submitted by the District, for negotiations with the Santa Monica-Malibu Classroom Teachers' Association (SMMCTA). Additional copies of the District's proposal will be made available for the public at the meeting.

# SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT

*Office of the Deputy Superintendent*

October 2, 2003

## INITIAL BARGAINING PROPOSAL FOR 2003-04 NEGOTIATIONS with the SANTA MONICA-MALIBU CLASSROOM TEACHERS ASSOCIATION

The proposal presented by the District is conceptual in nature. Specific modifications in contract language will be developed during the negotiations process. The District reserves the right to add to, subtract from, or otherwise modify this initial proposal.

The District proposes to negotiate the following articles for a successor agreement commencing 2003-04:

### Article VII                    **Summer School**

- C        District will propose modifications to the current contract language in Article VII, subsection C., in regards to salary for summer school teachers.

### Article XI                    **Evaluation Procedures**

- C        The District will propose modifications to the current contract language in Article XI, subsection A.3., as it relates to the redesign of Santa Monica High School and who is designated as evaluator.

### Article XV                    **Safety and Working Conditions**

- C        The District will propose modifications to the current contract language in Article XV, subsection F., Support for mainstreamed Students, and subsection G., Support for Full-Inclusion Students, to clarify practice and procedures.

### Article XVIII                **Peer Assistance and Review**

- C        The District will propose modifications to the current contract language in Article XVIII, that will address the funding reduction for Peer Assistance and Review imposed by the state.

### Article XX                    **Child Development Teachers**

- C        The District will propose modifications to the current contract language in Article XX, subsection A.4.a and b, relative to compensation for faculty meetings.



**Article XXIII**

**Article XXIV**

**Article XXV**

**Salary**

**Additional Compensation**

**Health and Welfare Benefits**

- C The proposal from the District regarding salary, compensation, and health and welfare benefits shall be contingent upon the District's revenues and expenditure commitments.

**Article XXXVI**

**Term of Agreement**

- C The District will propose new language which stipulates that upon expiration of the negotiated agreement, subsequent negotiations will be limited to Salary and Health and Welfare Benefits, and a limited number of reopeners.

TO: BOARD OF EDUCATION

DISCUSSION

10/02/03

FROM: JOHN E. DEASY/KENNETH R. BAILEY

RE: UPDATE ON BOYS & GIRLS CLUB OF SANTA MONICA-JOHN ADAMS

DISCUSSION ITEM NO. D.1

Mr. Allan Young, President and Chief Executive Officer of the Boys and Girls Club, will give an update to the Board of Education about the Boys & Girls Club of Santa Monica, which is located at the John Adams Middle School site.

TO: BOARD OF EDUCATION DISCUSSION  
10/02/03

FROM: SUPERINTENDENT/LINDA KAMINSKI/PEGGY HARRIS/CHRIS  
CORLISS/TRACY THOMAS/ DONA RICHWINE

RE: NUTRITION AND PHYSICAL ACTIVITY POLICY

DISCUSSION ITEM NO. D.2

It is recommended that the Board of Education consider adopting the attached Nutrition and Physical Activity Policy.

COMMENT:

At the 10/17/02 meeting of the Board of Education, a discussion item was presented by staff on a Nutrition and Physical Activity Program Model that was to be piloted during the 2002-2003 school year. The model was developed through the process delineated in the District's application to the State of California's Nutrition and Physical Education Policy Grant Program. The primary purpose of the pilot was to provide feedback on the model that could serve as the basis for a District adopted **Nutrition and Physical Activity Policy**.

This model was piloted, tested and evaluated at John Muir Elementary, Webster Elementary and Lincoln Middle School during the 2002-03 school year as follows:

**John Muir Elementary:**

1. Ten week *Physical Best* Activity lessons for 4 classes.
2. Fourteen week Breakfast in the classroom for 4 classes.
3. Met with 4 teachers to discuss current and desired nutrition education practices.

**Webster Elementary:**

1. Ten week *Physical Best* Activity lessons for 3 classes
2. Four week nutrition lessons for 3 classes.
3. Met with 4 teachers to discuss current and desired nutrition education practices.
4. Introduced "healthier" food items to a la carte food sales.

**Lincoln Middle School**

1. *Physical Best* Activity lessons introduced in 9th grade P.E.
2. Reinstated Farmers' Market Salad Bar with support from Student Nutrition Advisory Committee.
3. Introduced "healthier" items in vending machines including a milk machine.

**Findings:**

- < Physical Best Activities engaged students in and increased actual playing time

- < Teachers need more consistent direction from the District re: health and nutrition education; many prefer an outside educator to come into the classroom
- < Health and Nutrition Education can be incorporated into the curriculum in a way that academic subjects are reinforced.
- < Students will eat healthier foods such as salad bar and milk if they are offered to them.

A broad based task force of Administrators, Teachers, Parents, Community Members and Students known as the Health Reform Task Force embraced the following tenets as fundamental to the District's work in the area of the health of District students:

1. The nutritional and physical fitness status of children helps determine the overall quality of their health and their readiness to learn. This status is affected by the food they eat on campus and their participation in physical activity at school.
2. Schools play an influential role in the development of lifelong eating and physical activity habits.
3. Appropriate training of school district personnel in nutrition and physical activity education is essential.
4. It is vital for the District to create and implement an effective multi-faceted plan related to health centered programs and activities that result in environments that support improved student learning at all sites across the District.

These tenets provide the philosophical framework for the Nutrition and Physical Activity Policy. Fitgram and Health Champions Data provide the factual framework for the policy.

**2002 Fitgram Assessment results for SMMUSD indicate:**

1. Only 30% of all 5th graders in our district are considered fit by State Standards.
2. 33% of all 5th graders in our district fail the key test of cardiovascular health.
3. 25% of all 5th graders in our district are obese or dangerously overweight which is consistent with national data that has triggered concern for a nationwide obesity epidemic. At sites with the highest percentages of Latino and Afro-American students this number increases to 35%.

**2002 Report to health Champions from West Ed:**

1. Body Mass Index: an increase from 10% to 15% of girls register as having undesirable weight; 10% to 20% for boys.
2. Serum Cholesterol: 10% of boys and girls were classified as having high serum cholesterol levels.

**In addition,** School Nurses and St. John's Health Center report increased incidences of Diabetes in our student population.

**Background:** during the 2001-2002 school year the Board of Education authorized staff to apply for a Model School Nutrition and Physical Activity Policy Grant that was offered through the California Department of Education, Nutrition Services Division. As a result of the application SMMUSD was awarded a \$25,000 planning grant. This grant enabled the District to initiate an 18 month planning process to create significant policy changes that lead to a District Comprehensive Health Plan. The plan was to address: School Food Services, Nutrition Education and Physical Activity.

**Santa Monica-Malibu Unified School District**  
**Nutrition and Physical Activity Policy**  
**October 2, 2003**

**A. Purpose:**

The Board of Education recognizes that sound nutrition and optimal physical fitness correlate with learning readiness, academic achievement, decreased discipline problems and emotional well being. Life long healthy habits include the daily consumption of fruits and vegetables and daily physical fitness activities. Such habits can prevent Type 2 Diabetes, some Cancers, Cardiovascular Disease, Obesity and Osteoporosis.

The Santa Monica-Malibu Unified School District is committed to promoting the health of its students by linking the Departments of Food and Nutrition Services with Health Services, Physical Education, and Family and Community Services.

This Nutrition and Physical Activity Policy will ensure that all students in the Santa Monica-Malibu Unified School District will have the opportunity to receive the following:

3. High quality, nutritious food while in school including during classroom activities.
4. Nutrition education in the classroom
5. Standards based physical education and physical activity at all grade levels.

**B. Program Implementation:**

**1. Nutritious Food/Food and Nutrition Services**

Access to high quality, nutritious meals has been shown to improve eating habits and overall health status. Food and Nutrition Services will offer healthy foods for sale on all school campuses, elementary through secondary. School meals will meet the standards set by the National School Lunch Program. All food and beverages served or sold during school hours will also meet or exceed Senate Bill 19 Guidelines. See Addendum "A" for explanation of these standards and guidelines.

The SMMUSD Farmers' Market Salad Bar which is served daily in all of the our schools has received national recognition for positively impacting children's eating habits by providing fresh, seasonal, California grown, Farmers' Market produce and shall remain a reimbursable lunch option in all of our schools

## **2. Nutrition Education**

Research validates that healthy eating is directly correlated with the amount of nutrition education received. It is the District's position that all students will receive:

- a. Consistent nutrition education K thru 12
- b. Nutrition education integrated into standards based curriculum using Science, Math, Language Arts, History, etc.
- c. Nutrition education will include recommendations made in the Dietary Guidelines for Americans which can be found at:  
<http://www.usda.gov/cnpp/DietGd.pdf>
- d. Nutrition behavior monitored biennially through Healthy Kids Survey.

The Board of Education authorizes that nutrition education be provided in a variety of instructional settings such as:

- a. The Farmers' Market Salad Bar Program which plays a valuable role in providing nutrition education via cafeteria messages, Farmers' Market tours, nutrition education offered by a Nutrition Specialist and school gardens that connect classroom gardens, nutrition education and the school salad bar.
- b. The Health Champions Program, a Comprehensive Health Education Program present in eight of our schools and supported by Saint John's Health Center reinforces the above nutrition messages.
- c. Schools Gardens: Research has shown that children are more likely to eat fruits and vegetables if they grow them. The Santa Monica High School Garden is a learning laboratory linking gardens to the science curriculum and has become a model for other school districts. SMMUSD supports the California Department of Education Mandate, "A Garden in Every School".

Teachers will be kept aware of the above programs via workshops, staff meetings and flyers and be encouraged to utilize them as much as possible.

## **3. Standards Based Physical Education and Physical Activity**

The Board of Education recognizes that student academic performance, behavior and health status are compromised by physical inactivity and enhanced by physical activity. Research indicates that becoming and remaining physically active significantly reduces the risk of some cancers, Diabetes and other chronic diseases.

To increase opportunities for physical activity and fitness education in our schools the Board of Education commits to the following:

- a. All children, from pre-kindergarten through grade 12 will participate in quality, daily physical activity and/or fitness education.
- b. All schools will have certified physical education teachers and/or Physical Activity Specialists; appropriate class sizes; facilities, equipment, and supplies needed to deliver quality, daily physical education.
- c. Annually monitor and assess District physical activity/physical education programs, fitness testing performance, achievement of State physical fitness standards, and community physical activity programs at our schools.
- d. Access to school sites will be provided through community joint use agreements and partnerships with youth organizations for quality community sports and recreation programs for all young people in our communities.

#### **4. Family and Community Partnerships**

The Board of Education acknowledges that a team of community partners delivering strong, consistent messages and modeling healthy food choices and physical activity as part of a coordinated school health program increases the effectiveness of school based nutrition and fitness education.

All family groups within the district (i.e. PTA, sports booster clubs,, etc.) will be informed of this policy and receive information on healthy ways to do fundraising and offer refreshments for meetings that present a healthy message. Teachers will receive information on appropriate foods in the classroom.

A coordinated effort will be made to educate parents and care givers as to proper nutrition and physical activity to encourage modeling for students.

District Advisory committees exist for Health and Safety and Physical Activity. These groups will interface to assess adherence to this Nutrition and Physical Activity Policy. The Chairperson of the Health and Safety Committee will report annually to the School Board on compliance with this policy.



## Addendum "A"

**The National School Lunch Act** mandates that school meals "safeguard the health and well-being of the Nation's children". Participating schools must serve lunches that are consistent with the applicable recommendations of the most recent Dietary Guidelines for Americans including: eat a variety of foods, salt and sugar in moderation, choose a diet with 30% or less of calories from fat and less than 10% of calories from saturated fat.

In addition, lunches must provide, on average over each school week, at least 1/3 of the daily Recommended Dietary Allowances for protein, iron, calcium, and Vitamins A and C.

### California Senate Bill 19

#### The Pupil Nutrition, Health and Achievement Act of 2001 Summary of Provisions to become operative January 1, 2004

##### Elementary Schools:

Food sold during breakfast and lunch must be sold as a full meal. Does not prohibit sale of fruit, non fried vegetables, legumes, beverages, dairy products or grain products if meet the following criteria:

1. No more than 35% calories from fat. Excludes nuts or seeds.
2. No more than 10% from saturated fat.
3. Not more than 35% of total weight shall be composed of sugar - excluding fruits and vegetables.
4. The only beverages that may be sold to students are milk, water or juice that is at least 50% fruit juice with no added sweeteners.

##### Middle Schools and High Schools

Same as above but with regard to vending machines:

1. -0- carbonated beverages may not be sold from one half hour before the start of the school day until after the end of the last lunch period.
2. Fruit based drinks have no less than 50% fruit juice and have no added sweeteners.
3. Drinking water
4. Milk - chocolate, soy, rice, etc.
5. Electrolyte replacement beverages have no more than 42 grams of added sweetener per 20 ounce serving. Does not include natural sugar contained within the fruit juice that is a component of the beverage.
6. No beverage to exceed 12 ounces per serving. Does not apply to water, milk, electrolyte replacement beverages as stated above.

TO: BOARD OF EDUCATION

INFORMATION

10/02/03

FROM: SUPERINTENDENT

RE: BASIC/SUPPLEMENTAL TEXTBOOKS TO BE ADOPTED

RECOMMENDATION NO. I.2

It is recommended that the following textbook(s) be adopted for use in the Santa Monica-Malibu Unified School District. The Board will take action to adopt these books at the next Board of Education meeting.

COMMENT: In accordance with the Board of Education policy, the textbook(s) listed below have been on public display for the past two weeks in the Educational Services Department at 1638 17th Street, Santa Monica, CA 90405.

**WE ARE WITNESSES**, written by Jacob Boas, English, Grade 12, Adoption requested by Georange Acosta at Samohi.