

**For a Listing of Upcoming Board Meetings See Page vi of this Table of Contents**  
**Santa Monica-Malibu Unified School District**  
**Board of Education Meeting**  
**AGENDA**

**February 5, 2009**

A regular meeting of the Santa Monica-Malibu Unified School District Board of Education will be held on **Thursday, February 5, 2009**, in the **Malibu City Council Chambers**: 23815 Stuart Ranch Road, Malibu, CA. The Board of Education will call the meeting to order at 4:00 p.m. in the upstairs Conference Room at the Malibu City Council Chambers, at which time the Board of Education will move to Closed Session regarding the items listed below. The public meeting will reconvene at 5:30 p.m. in the Council Chambers.

**The public meeting will begin at 5:30 p.m.**

Persons wishing to address the Board of Education regarding an item that is scheduled for this meeting must submit the "Request to Address" card **prior** to discussion of that item. Persons wishing to address the Board of Education regarding an item that is **not** scheduled on this meeting's agenda may speak during the Public Comments section by submitting the Request to Address card at the beginning of the meeting. The same card is used for either option and is printed in both Spanish and English. Cards are located with meeting materials at the back of the room. Completed cards should be submitted to the Recording Secretary.

**Time Certain Items:** Those items listed for a specified time (indicated in bold) are listed to give the public an indication of when a particular item of interest will come before the Board. The Board will hear the item at the affixed time. However, if it is prudent to do so, the Board may adjust the time stamp to complete an item currently on the floor, but will not delay the time stamped item for more than 15 minutes.

**I. CALL TO ORDER**

- A. Roll Call
- B. Pledge of Allegiance

**II. PUBLIC COMMENTS FOR CLOSED SESSION ITEMS ONLY**

**III. CLOSED SESSION (120):**

- Receipt of recommendation for approval of the proposed CAHSEE waiver request pursuant to §60851 (c), as cited in the Education Code (5):

CAHSEE-1009-08/09	CAHSEE-1013-08/09
CAHSEE-1010-08/09	CAHSEE-1014-08/09
CAHSEE-1011-08/09	CAHSEE-1015-08/09
CAHSEE-1012-08/09	CAHSEE-1016-08/09
- Receipt of recommendation for approval of the proposed settlement cases pursuant to GC §54956.9 (b), as cited in the Brown Act (30):

DN-1014-08/09	DN-1024-08/09
DN-1022-08/09	DN-1026-08/09
DN-1023-08/09	DN-1029-08/09
- Public Employee, to consider appointment, employment of a district superintendent pursuant to GC §54957 as cited in the Brown Act. (10)
- Conference with Superintendent regarding 2008-2009 Strategies for Negotiations with S.M.M.C.T.A. pursuant to GC §54957.6 as cited in the Brown Act. (15)

- Conference with Superintendent regarding 2008-2009 Strategies for Negotiations with S.E.I.U. pursuant to GC §54957.6 as cited in the Brown Act. (15)
- Closed session with legal counsel concerning anticipated litigation pursuant to GC §54956.9 as cited in the Brown Act (2 cases). (15)
- Closed Session, Superintendent's performance evaluation pursuant to GC §54954.5 as cited in the Brown Act. (20)

#### IV. BOARD OF EDUCATION – COMMENDATIONS / RECOGNITIONS (10)

- Juan Cabrillo Elementary School (10)

#### V. APPROVAL OF THE AGENDA

#### VI. APPROVAL OF MINUTES

A.01	Approval of Minutes .....	1
	January 8, 2009	January 2, 2009
	January 15, 2009	

#### VII. CONSENT CALENDAR (5)

Consent agenda items are considered routine, as agreed by the President, Vice President and Superintendent, requiring no discussion, and are normally all approved at one time by the Board of Education. However, members of the Board of Education, staff, or the public may request an item be removed from the consent agenda for clarification and/or discussion. Consideration will occur during Section XI (Major Items).

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### **VIII. PUBLIC COMMENTS**

Public Comments is the time when members of the audience may address the Board of Education on items not scheduled on the meeting’s agenda. All speakers are limited to three (3) minutes. When there are a large number of speakers, the Board may reduce the allotted time to two (2) minutes per speaker. The Brown Act (Government Code) states that Board members may not engage in discussion of issues raised during “VIII. Public Comments” except to ask clarifying questions, make a brief announcement, make a brief report on his or her own activities, or to refer the matter to staff. This Public Comment section is limited to 20 minutes. If the number of persons wishing to address the Board of Education exceeds the time limit, additional time will be provided in Section **XVI. CONTINUATION OF PUBLIC COMMENTS.**

### **IX. COMMUNICATIONS (24)**

The Communications section provides an opportunity for the Board of Education to hear reports from the individuals or Committee representative listed below. All reports are limited to 5 minutes or less. However, if more time is necessary, or if a report will not be presented, please notify the Board secretary eight workdays prior to the date of the meeting.

#### **A. Student Board Member Reports**

Jamie Black – Santa Monica High School (3)

Roya Sahafi – Malibu High School (3)

Isis Enriquez – Olympic High School (3)

- B. SMMCTA Update – Mr. Harry Keiley (5)**
- C. S.E.I.U. Update – Ms. Keryl Cartee-McNeely (5)**
- D. PTA Council – Rebecca Kennerly (5)**

## **X. SUPERINTENDENT’S REPORT (5)**

### **MAJOR and DISCUSSION Items**

*As a general rule, items under MAJOR and DISCUSSION will be listed in order of importance as determined by the President, Vice President and Superintendent. Individual Board members may move to request a change in the order prior to consideration of any Major item. The Board may also move any of these items out of order to be heard immediately following PUBLIC COMMENTS if it appears that there is special interest by the public or as a courtesy to staff members making presentations to the Board.*

## **XI. MAJOR ITEMS (15)**

These items are considered to be of major interest and/or importance and are presented for **ACTION (A)** or **INFORMATION (I)** at this time. Many have been reviewed by the Board at a previous meeting under the Discussion Items section of the agenda.

- A.28 Adopt Resolution No. 08-13 – In Honor of Black History Month (5) ..... 65-67
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## **XII. DISCUSSION ITEMS (110)**

These items are submitted for information (FIRST READING) and discussion. Action will generally be considered at the next regularly scheduled meeting of the Board.

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Measure BB Program (30) ..... 69-70
- D.02 Review Board Policy 5117 – Interdistrict Attendance (30) ..... 71-75
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## **XIII. INFORMATIONAL ITEMS (0)**

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## **XIV. BOARD MEMBER ITEMS**

These items are submitted by individual Board members for information or discussion, as per Board Policy 8320(b).

## **XV. REQUESTS BY MEMBERS OF THE PUBLIC OR DISTRICT ADVISORY COMMITTEES TO ADDRESS THE BOARD OF EDUCATION**

These items are submitted by members of the public to address the Board of Education on a matter within the jurisdiction of the Board, as per Board Policy 8320©. Requests must be submitted to the Superintendent in writing ten days before the Board meeting or prior to agenda planning, in accordance with the established agenda planning schedule, whichever is less. The written request will not exceed 500 words and will include, as an attachment, brief background information and the reason for the request.

## **XVI. CONTINUATION OF PUBLIC COMMENTS**

A continuation of Section VIII, as needed. (If the number of persons wishing to address the Board of Education exceeds the time limit in section VIII, additional time will be provided in Section XVI, CONTINUATION OF PUBLIC COMMENTS.)

## **XVII. BOARD MEMBER COMMENTS**

Board Member Comments is the section where a Board member may make a brief announcement or make a brief report on his or her own activities relative to Board business. There can be no discussion under "BOARD MEMBER COMMENTS."

## **XVIII. FUTURE AGENDA ITEMS**

Items for future consideration will be listed with the projected date of consideration. The Board of Education will be given any backup information available at this time.

## **XIV. CLOSED SESSION**

The Board of Education will, if appropriate, adjourn to CLOSED SESSION to complete discussion on items listed for CLOSED SESSION following the regular business meeting.

## **XX. ADJOURNMENT**

This meeting will adjourn to the next regularly scheduled meeting to be held on **Thursday, February 19, 2009, at 5:30 p.m.** at the **Santa Monica City Council Chambers**, 1685 Main Street, Santa Monica, CA.

**Meetings held at Santa Monica City Hall are broadcast live – City TV2, Cable Channel 16.**

**Meetings held at the District Office and in Malibu are taped and rebroadcast**

**in Santa Monica on CityTV2, Cable Channel 20 – Check TV listing.**

**Meetings are rebroadcast in Malibu on Government Access Ch. 3 every Saturday at 8pm.**

## SMMUSD Board of Education Meeting Schedule 2008-2009

**Closed Session begins at 4:00pm**  
**Public Meetings begin at 5:30pm**

July through December 2008					
Month	1 <sup>st</sup> Thursday	2 <sup>nd</sup> Thursday	3 <sup>rd</sup> Thursday	4 <sup>th</sup> Thursday	Special Note:
July				7/24 DO	* 7/1: Special Meeting * 7/10: Special Meeting
August			8/21* DO		*8/21: Begins at 4:30pm
September	9/4 DO			9/18 DO	
October	10/2 M		10/16 SM		
November	11/6 M		11/20* DO	11/27 (5 <sup>th</sup> Thurs)	*11/20: Location moved to District Office Thanksgiving 11/27-28
December	12/8* DO	12/11 DO	12/17* DO	winter break	*12/8: Special Meeting *12/17: Special Meeting
<b>December 22 – 31: Winter Break</b>					
January through June 2009					
<b>January 1 – 2: Winter Break</b>					
January	winter break	1/8* DO	1/15 DO	1/29 (5 <sup>th</sup> Thurs)	*1/8: Special Closed Session
February	2/5 M		2/19 SM		
March	3/5 M		3/19 SM		Stairway 3/26 & 3/27
April	4/2 DO	spring break	spring break	4/23 DO	
<b>April 6-17: Spring Break</b>					
May	5/7 M		5/21 SM		
June	6/4 DO			6/25 DO	Last day of school 6/19

District Office (DO): 1651 16<sup>th</sup> Street, Santa Monica.  
 Malibu City Council Chambers (M): 23815 Stuart Ranch Road, Malibu, CA  
 Santa Monica City Council Chambers (SM): 1685 Main Street, Santa Monica.

**Santa Monica-Malibu Unified School District  
Board of Education  
February 5, 2009**

**I      CALL TO ORDER**

A      Roll Call

Ralph Mechur – President  
Barry Snell – Vice President  
Ben Allen  
Oscar de la Torre  
Jose Escarce  
Maria Leon-Vazquez  
Kelly Pye

Student Board Members

Jaime Black – Santa Monica High School  
Roya Sahafi – Malibu High School  
Isis Enriquez – Olympic High School

B      Pledge of Allegiance

**II      CLOSED SESSION**

TO: BOARD OF EDUCATION

ACTION  
02/05/09

FROM: TIM CUNEO

RE: APPROVAL OF MINUTES

RECOMMENDATION NO. A.01

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

January 8, 2009  
January 15, 2009  
January 22, 2009

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:



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## **CONSENT ITEMS**

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/05/09

FROM: TIM CUNEO / CHIUNG-SALLY CHOU / MAUREEN BRADFORD

RE: APPROVAL OF INDEPENDENT CONTRACTORS

RECOMMENDATION NO. A.02

It is recommended that the Board of Education enter into an agreement with the following Independent Contractors. These contracts are included in the 2008/2009 budget.

<b>Contractor / Contract Dates</b>	<b>Description</b>	<b>Site</b>	<b>Funding</b>
County of Los Angeles Sherriff's Department  9/5/08 to 6/30/09  Not to exceed: \$6,713.13	STAR Program (Success Through Awareness and Resistance) offered to 7 <sup>th</sup> & 8 <sup>th</sup> grade students, teaching importance of resistance of illegal substances.	Malibu	01-90141-0-11100- 10000-5802-010-4110
Spirit Series  1/05/09 to 1/23/09  Not to exceed: \$4,000	Buddha Walks and Socrates Units launch student materials, final presentations and set rentals for 6 <sup>th</sup> graders.	Lincoln	01-71400-0-11100- 10000-5802-012-4120
Maryanne Solomon  7/1/08 to 6/30/09  Not to exceed: \$500	Updating Measure BB website	BB Office	21-00003-0-00000- 85000-5802-050-2600
Jewish Family Services of Los Angeles  9/9/08 to 6/30/09  Not to exceed: \$5,000	Master's or post master level counselor to perform individual and group counseling on campus one day per week	Grant	01-90121-0-11100- 10000-5802-003-4030
Community Partners: Family Matters @ work  2/1/09 to 6/30/09  Not to exceed: \$20,000	To meet with key community partners to gather information about the specific services they offer for families with children ages 0 -5	Child Developme nt Services	12-94190-0-85000- 59000-5802-070-2700
Marilyn T. McGrath  11/20/08  Not to exceed: \$150	To teach a parenting class for Child Development Services	Child Developme nt Services	12-52101-1-0-85000- 10000-5802-070-2700

CCM, Inc.  <u>Amend Contract Date:</u> 1/1/09 to 6/30/09 <del>7/1/08 to 12/31/08</del>  <u>Amend Contract Amount:</u> Not to Exceed: \$105,000 <del>\$105,500</del> (Approved at 5/18/08 Board Meeting)	Evaluation and Review of M/O Department	District	General Fund  01-81500-0-00000-81100-5802-061-2802
CCM, Inc.  <u>Amend Contract Date:</u> 1/1/09 to 6/30/09 <del>5/5/08 to 12/31/08</del>  <u>Amend Contract Amount:</u> Cost: Not to Exceed \$75,000 <del>\$90,000</del> (Approved at 5/15/08 Board Meeting)	DSA Closeout Services	District	21-00000-0-00000-82000-5802-050-2600
Zevitz-Redfield & Associates, Inc. Will Carey  7/1/08 to 6/30/09  <u>Amend Contact Amount:</u> Cost: \$125.00 / hour <i>(for an additional 300 hours)</i> <i>(up to a total of 300 hours)</i> Not to exceed: <u>\$37,500</u> <del>\$37,500</del>	Hourly availability to support new Director of Information Services.	Information Services	General Fund  01-00000-0-00000-77000-5640-054-2540
Marina Data Solutions  7/01/08 to 6/30/09  <u>Amend Contract Amount:</u> Not to exceed: <u>\$61,000</u> <del>\$60,000</del>	Additional assignment to update FileMaker Pro for Information Services.	Educational Services	01-00000-0-19600-21000-5802-030-1300

Drew Lewis Company 2/6/09 to 6/30/09 Not to exceed: \$6,400	To locate and mark all underground sanitary waste lines from each building to their septic tank systems located at Juan Cabrillo Elementary, Malibu Middle and High School. To transfer all finding of the Field Investigations to corresponding Plans provided by Topanga Underground and PSOMAS using Auto Cad.	Business Office	21-00000-0-00000-85000-582-02-010-2600
Crain & Associates 2/1/09 to 6/30/09 Not to exceed: \$ 3,000	To do parking capacity study at Samohi.	Business Office	21-00002-0-00000-82000-5802-050-2600

MOTION MADE BY :  
 SECONDED BY :  
 STUDENT ADVISORY VOTE :  
 AYES :  
 NOES :

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/05/09

FROM: TIM CUNEO / CHIUNG-SALLY CHOU / MAUREEN BRADFORD

RE: OVERNIGHT FIELD TRIP(S) 2008-2009

RECOMMENDATION NO. A.03

It is recommended that the Board of Education approve the special field trip(s) listed below for students for the 2008-2009 school year. No child will be denied due to financial hardship.

<b>School Grade # students</b>	<b>Destination Dates of Trip</b>	<b>Principal/ Teacher</b>	<b>Cost Funding Source</b>	<b>Subject</b>	<b>Purpose Of Field Trip</b>
Malibu High School  10-12  20	Camp Hess Kramer, Malibu, CA  3/5/09 – 3/6/09	Phil Wenker, Luke Sferra, Katie Dahm	Paid by PTSA directly.		Grade level field trip. (Overnight retreat for students participating in the Every 15 Minutes program)

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/05/09

FROM: TIM CUNEO / JANECE L. MAEZ / PAT HO

RE: CONFERENCE AND TRAVEL APPROVAL/RATIFICATION

RECOMMENDATION NO. A.04

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: location and date(s) of the conference, 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.)

<b><u>NAME</u></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>
<b><u>BUNAYOG, Jesse</u></b> Fiscal Services 01-00000-0-00000-73100-5220-051-2510 General Fund- <b><u>Function:</u></b> Conference & Travel	Pupil Attendance Accounting For Business Office Personnel Downey, CA February 3, 2009	\$254
<b><u>CADY, Linda</u></b> Adams Middle 01-73940-0-13450-10000-5220-011-4110 General Fund- <b><u>Resource:</u></b> Targeted Instruction	Yosemite Institute Yosemite National Park January 18 – 23, 2009	\$528
<b><u>CUNEO, Tim</u></b> District Office 01-00000-0-00000-71500-5220-020-1200 General Fund- <b><u>Function:</u></b> Superintendent	HESA 2009 Superintendent Symposium Monterey, CA January 28 – 30, 2009	\$1,020
<b><u>CURRY, Kimberley</u></b> Pupil Services 01-00000-0-11100-31300-5220-040-1400 General Fund- <b><u>Function:</u></b> Attendance & Social Work	Student Records Downey, CA February 20, 2009	\$50
<b><u>HEYLER, Sioux</u></b> Special Ed 01-65200-0-57700-11900-5220-044-1400 General Fund- <b><u>Resource:</u></b> Workability	2009 Community of Practice Secondary Transition Conference: Blueprint for Success Anaheim, CA March 1 – 3, 2009	\$800
<b><u>HEYLER, Sioux</u></b> Special Ed 01-34100-0-57700-11900-5220-044-1400 General Fund- <b><u>Resource:</u></b> Dept. Rehab	Spring 2009 CAWEE In Service Monterey, CA March 11 – 13, 2009	\$1,200

<u>LARIOS, Carmen</u> Human Resources 01-00000-0-00000-74000-5220-025-1250 General Fund- <b>Function:</b> Personnel/Human Resources	LACOE Training Downey, CA January 21, 2009	\$40
<u>MORN, Lora</u> Santa Monica High 01-56400-0-00000-39000-5220-041-1400 General Fund- <b>Resource:</b> Medi-Cal Billing Option	CA School Nurses Organization Sacramento, CA March 5 – 7, 2009	\$1,000 <b>+1SUB</b>
<u>UTZINGER, Sara</u> Lincoln Middle 01-73950-0-11100-10000-5220-012-4112 General Fund- <b>Resource:</b> School & Library Impvmnt.	Pictorial Math Workshop Lawndale, CA January 20, 2009	\$349 <b>+1SUB</b>
<u>WOO, Angela</u> Adams Middle 01-73950-0-11100-10000-5220-011-4110 General Fund- <b>Resource:</b> School & Library Impvmnt.	California Band Directors Association Fresno, CA February 20 – 22, 2009	\$40

<b>Adjustments</b> (Preapproved expenses 10% in excess of approved costs that must be approved by Board/Changes in Personnel Attendance)		
<b>NONE</b>		

<b>Group Conference and Travel: In-State</b> <i>* a complete list of conference participants is on file in the Department of Fiscal Services</i>		
<u>BROOKS, Ursula</u> <u>ANDINO, Melisa</u> Malibu High 01-73950-0-11100-10000-5220-010-4100 General Fund- <b>Resource:</b> School & Library Impvmnts.	Pictorial Mathematics Professional Development Alhambra, CA February 10, 2009	\$950 <b>TOTAL</b> <b>+2 SUBS</b>
<u>BURTON, Lisa</u> +2 Additional Staff Fiscal Services 01-00000-0-00000-73100-5220-051-2510 General Fund- <b>Function:</b> Conference & Travel	HRS Training Downey, CA January 21, 2009	\$75 <b>TOTAL</b>
<u>COLLINS, Carolyn</u> +2 Additional Staff Special ed 01-56400-0-00000-39000-5220-041-1400 General Fund- <b>Resource:</b> Medi-Cal Billing Option	54 <sup>th</sup> Annual Speech Conference by LACOE Lakewood, CA January 30, 2009	\$300 <b>TOTAL</b>
<u>KELEHER, Darci</u> +3 Additional Staff Special Ed 01-56400-0-00000-39000-5220-041-1400 General Fund- <b>Resource:</b> Medi-Cal Billing Option	Autism spectrum Disorder: Selecting Research Based Interventions in California Classrooms Carson, CA March 26, 2009	\$100 <b>TOTAL</b>

<u>MACON, Tristen</u> <u>SERRATORE, Rosa</u> Ed Services (Rosa) 01-40350-0-11100-21000-5220-035-1300 (Tristen) 01-40460-0-19100-10000-5220-035-1300 General Fund- <b>Resource:</b> Title II Teacher/Title II Part D	Pictorial Math Workshop Lawndale, CA January 22, 2009 (Rosa) April 29, 2009 (Tristen)	\$800 TOTAL
<u>MACON, Tristen</u> +10 Additional Staff Ed Services 01-40450-0-19100-10000-5220-035-1300 01-40460-0-19100-10000-5220-135-1300 <b>Resource:</b> Enhancing Ed/Title II Part D	CUE Conference Palm Springs, CA March 5 – 7, 2009	\$5,000 TOTAL +10 SUBS
<u>PATTON, Roxanna</u> <u>DRYMON, Cheryl</u> Child Development Services 12-60600-0-85000-10000-5220-070-2700 Child Development Fund- <b>Resource:</b> General Child Care	Putting It all Together Teacher Training Downey, CA January 5, 2009	\$325 TOTAL
<u>RIVERA, Nancy</u> +2 Additional Staff Child Development Services (34%) 12-60550-0-85000-10000-5220-070-2700 (33%) 12-60600-0-85000-10000-5220-070-2700 (33%) 12-60800-0-85000-10000-5220-070-2700 Child Development Fund- <b>Resource:</b> State Preschool/General Child Care/Latchkey	2009 Child Care and Development State Budget Policy Los Angeles, CA January 29, 2009	\$400 TOTAL
<u>WHALEY, Joseph</u> +2 Additional Staff Adams Middle 01-73950-0-11100-10000-5220-011-4110 General Fund- <b>Resource:</b> School & Library Impvmnt.	Pictorial Math Lawndale, CA January 20, 2009	\$1,047 TOTAL

Out-of-State Conferences: Individual		
NONE		

Out-of-State Conferences: Group		
NONE		

MOTION MADE BY:  
SECONDED BY:  
STUDENT ADVISORY VOTE:  
AYES:  
NOES:



TO: BOARD OF EDUCATION

ACTION/CONSENT

02/05/09

FROM: TIM CUNEO / CHIUNG-SALLY CHOU / PEGGY HARRIS

RE: SUPPLEMENTAL TEXTBOOKS

RECOMMENDATION NO. A.05

It is recommended that the textbook listed below be adopted for the Santa Monica-Malibu Unified School District.

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 17<sup>th</sup> Street, Santa Monica, CA 90405.

**A Tour of the Calculus**, by David Berlinski for Malibu High grades 10, 11, and 12 Calculus A/Calculus BC Math. Adoption requested by Brian Corrigan.

**Flatland, A Romance of Many Dimensions**, by Edwin A. Abbott for Malibu High grades 11 and 12 AP Calculus BC Math. Adoption requested by Brian Corrigan.

**Euler, The Master of Us All**, by William Dunham for Malibu High Grade 12 Calculus DE Math. Adoption requested by Brian Corrigan.

**Annus Mirabilis**, by John Gribbin and Mary Gribbin for Malibu High grades 11 and 12 AP Physics Science. Adoption requested by Brian Corrigan.

**Einstein's Universe**, by Nigel Calder for Malibu High grades 11 and 12 AP Physics B Science. Adoption requested by Brian Corrigan.

**Bad Astronomy**, by Philip Plait for Malibu High grades 11 and 12 AP Physics B Science. Adoption requested by Brian Corrigan.

**In Search of Schrodinger's Cat, Quantum Physics and Reality**, by John Gribbin for Malibu High grades 11 and 12 AP Physics B Science. Adoption requested by Brian Corrigan.

**Schrodinger's Kittens and the Search for Reality, Solving the Quantum Mysteries**, by John Gribbin for Malibu High grades 11 and 12 AP Physics C (Science). Adoption requested by Brian Corrigan.

**Ocean Images: The Plankton**, by Robert Bradbrook Perry for grades 10, 11, and 12 Biology and Marine Biology at Malibu High and Santa Monica High School. Adoption requested by Robert Perry.

**From Baghdad, With Love**, by Lieutenant Colonel Jay Kopelman with Melinda Roth for Malibu High grades 9 - 12 English. Adoption requested by Bonnie Thoreson.

**The Fortress of Solitude**, by Jonathan Lethem for Malibu High grades 9 - 12 English. Adoption requested by Bonnie Thoreson.

**Three Cups of Tea**, by Greg Mortenson for Mailbu High grades 9-12 English. Adoption requested by Bonnie Thoreson.

**The Boy in the Striped Pajamas**, by John Boyne for Malibu grades 9 - 12 English. Adoption requested by Bonnie Thoreson.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

TO: BOARD OF EDUCATION ACTION/CONSENT  
02/05/09  
FROM: TIM CUNEO / CHIUNG-SALLY CHOU / RUTH VALADEZ  
RE: ADOPT RESOLUTION NO. 08-11 - BEHAVIORAL INTERVENTION  
PLANS [HUGHES BILL] MANDATED COST CLAIM SETTLEMENT AND  
AGREEMENT TO WAIVE FUTURE CLAIMS

RECOMMENDATION NO. A.06

It is recommended that the Board of Education adopt Resolution No. 08-11 - Behavioral Intervention Plans [Hughes Bill] Mandated Cost Claim Settlement and waiving rights to file any claim regarding the Hughes Bill statute and regulations in the future.

COMMENT: In the resolution, the Board (1) approves the settlement which will bring the District approximately \$168,743.33 per 2007-08 ADA annually for the six-year period beginning 2011-12 through 2016-17 and approximately \$10.924857 per ADA for the SELPA as part of the AB 602 funding formula, beginning in 2009-2010, and increasing by COLA and ADA growth in subsequent years; (2) agrees to waive its ability to file future mandated cost claims on the Hughes Bill statute and regulations as currently worded; and (3) directs the District's authorized representative to sign the Waiver to implement this action.

The Behavioral Intervention Plans [Hughes Bill] Mandated Cost Claim Settlement settles the test claim CSM-4464 initiated by San Diego Unified School District, Butte County Office of Education, and San Joaquin County Office of Education, and the related Sacramento Superior Court case, case No. 03CS01432, regarding reimbursement for costs associated with behavioral intervention plans required by the Hughes Bill statute and regulations under state law. If approved, it ends a fourteen-year dispute with the State of California regarding funding for state behavioral intervention plan requirements that are in excess of federal law. The settlement provides \$520 million in reimbursement for past costs associated with behavioral intervention plans and \$65 million annually for ongoing costs.

*(Continued on next page)*

The Legislature's obligation to fund the settlement is contingent on 85% of all districts, county offices of education, and special education local plan areas constituting 92% of statewide ADA waiving their rights to file additional mandated cost claims on the current Hughes Bill statute and regulations.

The resolution is attached.

MOTION MADE BY:  
SECONDED BY:  
STUDENT ADVISORY VOTE:  
AYES:  
NOES:

**Santa Monica-Malibu Unified School District  
Board of Education**

**Resolution No. 08-11**

**APPROVAL OF BEHAVIORAL INTERVENTION PLANS [HUGHES BILL]  
MANDATED COST CLAIM SETTLEMENT AND AGREEMENT  
TO WAIVE FUTURE CLAIMS**

**WHEREAS**, the Commission on State Mandates (“the Commission”), in a test claim known as the Behavioral Intervention Plans [Hughes Bill] Mandated Cost Claim, has determined that, since 1993, there are unfunded state mandates exceeding the federal requirements in the following seven (7) components of the Hughes Bill Statute and Regulations (California Education Code section 56523 and California Code of Regulations, title 5, sections 3001, subdivisions (c), (d), (e), (f), and (aa), and 3052): special education local plan area (“SELPA”) plan requirements, development and implementation of behavioral intervention plans, functional analysis assessments, modifications and contingent behavioral intervention plans, development and implementation of emergency interventions, prohibited behavioral intervention plans, and due process hearings;

**WHEREAS**, these state mandates remain required components of the Hughes Bill Statute and Regulations;

**WHEREAS**, final claiming instructions for the Behavioral Intervention Plans Mandated Cost Claim were never adopted by the Commission due to various disputes that arose with the State;

**WHEREAS**, the State’s Department of Finance disputes that any of the identified Behavioral Intervention Plans Mandated Cost Claim mandates qualify for state reimbursement because it contends they are required by federal law, and therefore the State has filed a lawsuit with the Sacramento Superior Court, case No. 03CS01432, to contest the Commission’s decision in the Behavioral Intervention Plans Mandated Cost Claim;

**WHEREAS**, the Test Claimants believe that the identified mandates require new programs and increased levels of service in excess of federal law, and are therefore unfunded state mandates, and therefore the Test Claimants oppose the court action filed by the State challenging the Commission’s decision;

**WHEREAS**, this litigation could thwart resolution of these matters for a number of years;

**WHEREAS**, to avoid the cost and uncertainty of further litigation, to alleviate the uncertainty regarding the Hughes Bill Statute and Regulations funding, and to expedite the resolution of this long-pending mandate claim, the State and the Test Claimants (“Parties”) have determined to compromise and settle the claims set forth in the Behavioral Intervention Plans Mandated Cost Claim;

**WHEREAS**, the Parties have negotiated a settlement agreement (“Agreement”), which provides \$520 million as general fund reimbursement for past costs associated with the Hughes Bill Statute and Regulations, allocated as follows:

- \$510 million to school districts based on 2007-08 P-2 average daily attendance (“ADA”) (about \$14.85 per ADA annually for six years, beginning in 2011-12, or for a lesser

period at the State's discretion should the State choose to accelerate payment of such reimbursement);

- \$1.5 million to county offices of education in 2009-10 based on December 2007 county special education pupil count, about \$35.06 per pupil, with no county office of education receiving less than \$5,000;
- \$6 million to SELPAs in 2009-10 based on December 2007 special education pupil count, about \$8.85 per pupil, with no SELPA receiving less than \$10,000; and
- \$2.5 million in 2009-10 for administrative costs incurred in pursuing the Claim;

**WHEREAS**, the settlement further provides \$65 million as a permanent increase to the AB 602 funding base for special education programs and services beginning in 2009-10, resulting in each SELPA's funding rate increasing by about \$10.92 per ADA, with this amount increasing by the cost of living adjustment and ADA growth in subsequent years;

**WHEREAS**, by approving this settlement the Santa Monica-Malibu Unified School District will receive approximately \$ 1,012,489.95[total] in discretionary funding for retroactive reimbursement, \$ 168,748.33[amount of installment] over six-years in equal installments [districts only], unless the State, in its discretion, accelerates payment of such reimbursement;

**WHEREAS**, the Santa Monica-Malibu Unified School District, in exchange for the foregoing financial settlement, must waive its right to file any further mandate claims arising from the Hughes Bill Statute and Regulations, or to benefit from any new Hughes Bill Statute and Regulations claims filed, unless the Hughes Bill Statute and Regulations change;

**WHEREAS**, if for some reason the settlement process is not completed, the Waiver will not take effect;

**WHEREAS**, the Governing Board of the Santa Monica-Malibu Unified School District has reviewed the Notice to LEAs Re: Pending Settlement of the Behavioral Intervention Plans [Hughes Bill] Mandated Cost Claim and the required Waiver; and

**WHEREAS**, the District administrative staff, having reviewed the terms of the pending settlement, recommends that the Governing Board approve the settlement and agree to waive its rights to file mandated cost claims arising from the Hughes Bill Statute and Regulations in the future or to benefit from such claims unless the Hughes Bill Statute and Regulations change;

**NOW THEREFORE, BE IT RESOLVED**, the Governing Board of the Santa Monica-Malibu Unified School District approves the terms of the pending settlement of the Behavioral Intervention Plans Mandated Cost Claim, agrees to waive its rights regarding claims as set forth in the attached Waiver, and authorizes the SELPA Director to sign the required Waiver and to deliver it as requested by no later than February 28, 2009, and to complete any other administrative task necessary to effectuate this decision.

**PASSED AND ADOPTED** by the Governing Board of the Santa Monica-Malibu Unified School District on February 5, 2009, by the following vote:

Ayes: \_\_\_\_\_

Noes: \_\_\_\_\_

Absent: \_\_\_\_\_

\_\_\_\_\_  
President, Governing Board

\_\_\_\_\_  
School District

\_\_\_\_\_  
County, California

Attested by: \_\_\_\_\_  
Secretary to the Board

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/05/09

FROM: TIM CUNEO / MICHAEL D. MATTHEWS / JUDY ABDO

RE: AGREEMENT WITH THE STATE DEPARTMENT OF EDUCATION TO  
ACCEPT FUNDS FOR THE CHILD DEVELOPMENT PROGRAM FOR  
FISCAL YEAR 2008-2009

RECOMMENDATION NO. A.07

It is recommended that the Board of Education accept the contract with the State Department of Education, Child Development Division effective July 1, 2008, through June 30, 2009. This agreement CIMS-8284, is to be executed between the Superintendent of Public Instruction, State Department of Education, and the Santa Monica-Malibu Unified School District, wherein the State agrees to pay the Santa Monica-Malibu Unified School District Child Development Fund/CDC an amount not to exceed \$3,506.00. The board agrees to provide a drug free workplace and to authorize Tim Cuneo, Superintendent of Schools, to sign the contract on behalf of the governing board.

Funding Information:

Source: Child Development Fund - Restricted

Currently Budgeted: No

Account Number: 12-50350-0-00000-00000-8290-000-0000

Description: School-Age Child Care Resource Program

COMMENT: Our Child Development program has been selected by the State Department of Education, Child Development Division to receive additional one-time-only funding funded through a grant from the federal Department of Health and Human Services. These funds may be used to purchase instructional materials and supplies for the Child Development program.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:



TO: BOARD OF EDUCATION

ACTION/CONSENT

02/05/09

FROM: TIM CUNEO / CHIUNG-SALLY CHOU / RUTH VALADEZ

RE: APPROVAL OF SPECIAL EDUCATION CONTRACTS - 2008-2009

RECOMMENDATION NO. A.08

It is recommended that the Board of Education approve the following Special Education Contracts for fiscal year 2008-2009 as follows:

**NPS**

2008-2009 Budget 01-65000-0-57500-11800-5125-043-1400

Nonpublic School/Agency	Student DOB	Service Description	Contract Number	Cost Not to Exceed
Cathedral Home for Children	5/3/93	NPS	#50-UC09220	\$ 35,520
The HELP Group (Village Glen) - contract increase	2/23/98	Transportation	#48-UC09219	\$ 14,070
Kayne Eras	2/11/96	NPS	#51-UC09236	\$ 30,442
Heritage Center	1/22/95	NPS	#52-UC09237	\$ 27,149

Amount Budgeted NPS 08/09	\$ 1,500,000
Prior Board Authorization as of 01/15/2009	\$ 1,308,778
Balance	\$ 191,222
Positive Adjustment (See Below)	\$ 1,991
Total Amount for these Contracts	\$ 107,181
Balance	\$ 86,032

Adjustment					
NPS Budget 01-65000-0-57500-11800-5125-043-1400					
There has been a reduction in authorized expenditures of NPS/NPA contracts for FY 2007-08 in the amount of \$ 1,991 as of 2/05/09					
NPS	Service Description	Contract Number	Reduce (R) Eliminate (E)	Adjusted Amount	Comment
The HELP Group (Sunrise)	NPS	#23-UC09075	R	\$ 1,991	

**NPA**

2008-2009 Budget 01-65000-0-57500-11800-5126-043-1400

<b>Nonpublic School/Agency</b>	<b>Student DOB</b>	<b>Service Description</b>	<b>Contract Number</b>	<b>Cost Not to Exceed</b>
Jennifer Keany & Associates- contract increase	03/23/01	Behavior Intervention	#29- UC09191	\$ 9,450

Amount Budgeted NPA 08/09		\$ 1,400,000
Prior Board Authorization as of 01/15/09		\$ 1,231,126
	Balance	\$ 168,874
Positive Adjustment (See Below)		\$ 7,080
Total Amount for these Contracts		\$ 9,450
	Balance	\$ 166,504

Adjustment					
NPA Budget 01-65000-0-57500-11800-5126-043-1400					
There has been a reduction in authorized expenditures of NPS/NPA contracts for FY 2007-08 in the amount of \$ 7,080 as of 2/05/09					
<b>NPA</b>	<b>Service Description</b>	<b>Contract Number</b>	<b>Reduce (R) Eliminate (E)</b>	<b>Adjusted Amount</b>	<b>Comment</b>
The Kelter Center	Intensive Ed Therapy	#22- UC09221	E	\$ 7,080	

**NPA PRE SCHOOL**

2008-2009 Budget 01-65000-0-57300-11800-5125043-1400

<b>Nonpublic <u>School/Agency</u></b>	<b>Student DOB</b>	<b>Service Description</b>	<b>Contract Number</b>	<b>Cost Not to <u>Exceed</u></b>

Amount Budgeted NPA Pre School 08/09		\$ 100,000
Prior Board Authorization as of 01/15/09		\$ 120,460
	Balance	\$ -20,460
Total Amount for these Contracts		\$ 0
	Balance	\$ -20,460

Instructional Consultants

2008-2009 Budget 01-65000-0-57500-11900-5802-043-1400

Instructional Consultant	Student DOB	Service Description	Contract Number	Cost Not to Exceed
Lindamood Bell Learning Processes	04/18/93	Educational therapy	#46-UC09234	\$ 5,251
Carol Atkins	12/31/98	CAPD assessment	#47-UC09235	\$ 1,070
Dr. Lee Anne Gray	5/6/01	Psycho-educational assessment	#45-UC09233	\$ 3,500
Tejal Chokshi	Various	Occupational Therapy	#48-UC09241	\$ 33,000

Amount Budgeted Instructional Consultants 08/09	\$ 310,000
Prior Board Authorization as of 01/15/09	\$ 455,017
Balance	\$- 145,017
Positive Adjustment (See Below)	\$ 0
Total Amount for these Contracts	\$ 42,821
Balance	\$ -187,838

Adjustment					
Instructional Consultants Budget 01-65000-0-57500-11900-5802-043-1400					
There has been a reduction in authorized expenditures of Instructional Consultants contracts for FY 2008-09 in the amount of \$ as of 2/05/09					
Instructional Consultant	Service Description	Contract Number	Reduce (R) Eliminate (E)	Adjusted Amount	Comment

Instructional Consultants -INFANT

2008-2009 Budget 01-65000-0-57100-11900-5802-043-1400

Nonpublic School/Agency	Student DOB	Service Description	Contract Number	Cost Not to Exceed

Amount Budgeted Instructional Consult-Infants 08/09	\$ 15,000
Prior Board Authorization as of 01/15/09	\$ 15,000
Balance	\$ 0
Total Amount for these Contracts	\$ 4,130
Balance	\$ -4,130

Instructional Consultants -PRE SCHOOL  
2008-2009 Budget 01-65000-0-57300-11900-5802-043-1400

Nonpublic School/Agency	Student DOB	Service Description	Contract Number	Cost Not to Exceed

Amount Budgeted Instruct Consult-Pre School 08/09      \$    175,000  
Prior Board Authorization as of 01/15/09                      \$      53,220  
Balance    \$    121,780

Total Amount for these Contracts                                      \$                      0  
Balance    \$      121,780

Non-Instructional Consultants  
2007-2008 Budget 01-65000-0-57500-11900-5890-043-1400

Non-Instructional Consultant	Student DOB	Service Description	Contract Number	Cost Not to Exceed
Parent Reimbursement	8/16/95	Transportation to NPS	#14- UC09229	\$    1,074
Rosalyn Firemark	8/16/95	IEP attendance	#15- UC09238	\$       300
Karen Schnee	8/16/65	IEP attendance	#16- UC09239	\$       630
Parent Reimbursement	11/30/93	Transportation to NPS	#17- UC09240	\$    1,200

Amount Budgeted Non-Instructional Consultants 08/09      \$    144,000  
Prior Board Authorization as of 01/15/09                      \$    119,090  
Balance    \$      24,910

Positive Adjustment (See Below)                                      \$                      0  
Total Amount for these Contracts                                      \$      3,204  
Balance    \$      21,706

Adjustment					
Non-Instructional Consultants Budget 01-65000-0-57500-11900-5890-043-1400					
There has been a reduction in authorized expenditures of Non-Instructional Consultants contracts for FY 2008-09 in the amount of \$    as of 02/05/09					
Instructional Consultant	Service Description	Contract Number	Reduce (R) Eliminate (E)	Adjusted Amount	Comment

Legal

2007-2008 Budget 01-65000-0-57500-11900-5820-043-1400

Legal Contractor	Service Description	Contract Number	Cost Not to Exceed
David M. Grey	Legal fees	#6 - UC09242	\$ 54,708

Amount Budgeted Legal Services 08/09		\$ 200,000
Prior Board Authorization as of 01/15/09		712,500
	Balance	\$ -512,500
Adjustments for this period		\$ 0
		\$ -512,500
Total Amount for these Contracts		\$ 54,708
	Balance	\$ -567,208

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:

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/05/09

FROM: TIM CUNEO / JANECE L. MAEZ / VIRGINIA I. HYATT

RE: AWARD OF PURCHASE ORDERS - 2008-2009

RECOMMENDATION NO. A.09

It is recommended that the Board of Education approve the following Purchase Orders and Changed Purchase Orders from January 9, 2008, through January 27, 2009, for fiscal /09.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/05/09

FROM: TIM CUNEO / JANECE L. MAEZ / PAT HO

RE: ACCEPTANCE OF GIFTS - 2008/2009

RECOMMENDATION NO. A.10

It is recommended that the Board of Education accept, with gratitude, checks and gifts totaling \$7,673.29 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 2008-2009 income and appropriations by \$7,673.29 as described on the attached listing.

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

NOTE: The list of gifts is available on the District's website, [www.smmusd.org](http://www.smmusd.org).

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

BOE Date: 02/05/09

Current Gifts and Donations 2008/2009

School/Site Account Number	Gift Amount	Equity Fund 15% Contrib.	In-kind Value	Donor	Purpose
<b>JAMS</b> 01-90120-0-00000-00000-8699-011-0000	\$ 425.00 \$ 64.57	\$ 75.00 \$ -		Metro Calvary Chapel JAMS PTSA	General Supplies and Materials General Supplies and Materials
<b>Adult Education</b> 11-90120-0-00000-00000-8699-090-0000					
<b>Alternative (SMASH)</b> 01-90120-0-00000-00000-8699-009-0000					
<b>Cabrillo</b> 01-90120-0-00000-00000-8699-017-0000	\$ 280.00	\$ -		Nancy M. Levy	Field Trip
<b>CDS</b> 12-90120-0-00000-00000-8699-070-0000					
<b>Edison</b> 01-90120-0-00000-00000-8699-001-0000					
<b>Franklin</b> 01-90120-0-00000-00000-8699-002-0000					
<b>Grant</b> 01-90120-0-00000-00000-8699-003-0000	\$ 255.00	\$ 45.00		Virginia M. McRill Trustee	General Supplies and Materials
<b>Lincoln</b> 01-90120-0-00000-00000-8699-012-0000					
<b>Malibu High School</b> 01-90120-0-00000-00000-8699-010-0000	\$ 400.00 \$ 88.00 \$ 5.00	\$ - \$ - \$ -		Various Students Various Students Larry Droeger	General Supplies and Materials General Supplies and Materials General Supplies and Materials
<b>McKinley</b> 01-90120-0-00000-00000-8699-004-0000	\$ 675.75	\$ 119.25		Lasting Memories	General Supplies and Materials
<b>Muir</b> 01-90120-0-00000-00000-8699-005-0000	\$ 1,200.00 \$ 100.00	\$ - \$ -		John Muir PTA UND, LLC	Maintenance Agreement Field Trip
<b>Olympic HS</b> 01-90120-0-00000-00000-8699-014-0000	\$ 1,000.00 \$ 500.00	\$ - \$ -		Miriam Weeks Schulman Lionel and Elza Ruhman	General Supplies and Materials General Supplies and Materials



BOE Date: 02/05/09

Current Gifts and Donations 2008/2009

School/Site Account Number	Gift Amount	Equity Fund 15% Contrib.	In-kind Value	Donor	Purpose
<b>Rogers</b> 01-90120-0-00000-00000-8699-006-0000					
<b>Roosevelt</b> 01-90120-0-00000-00000-8699-007-0000	\$ 319.22	\$ -		Rick Edwards	Field Trip
<b>Samohi</b> 01-90120-0-00000-00000-8699-015-0000	\$ 653.00 \$ 596.00 \$ 584.00 \$ 288.50	\$ - \$ - \$ - \$ -		Various Various Various Various	General Supplies and Materials General Supplies and Materials General Supplies and Materials General Supplies and Materials
<b>Barnum Hall</b> 01-91150-0-00000-00000-8699-015-0000					
<b>Pt. Dume Marine Science</b> 01-90120-0-00000-00000-8699-019-0000					
<b>Webster</b> 01-90120-0-00000-00000-8699-008-0000					
<b>Others:</b>					
<b><u>Superintendent's Office</u></b> 01-90120-0-00000-00000-8699-020-0000					
<b><u>Educational Services</u></b> 01-90120-0-00000-00000-8699-030-0000					
<b><u>Student &amp; Family Services</u></b> 01-90120-0-00000-00000-8699-040-0000					
<b><u>Special Education</u></b> 01-90120-0-00000-00000-8699-044-0000					
<b><u>Information Services</u></b> 01-90120-0-00000-00000-8699-054-0000					
<b><u>Food and Nutrition Services</u></b> 01-90120-0-00000-00000-8699-057-0000					
<b><u>District</u></b> 01-90120-0-00000-00000-8699-090-0000					
<b>TOTAL</b>	<b>\$ 7,434.04</b>	<b>\$ 239.25</b>	<b>\$ -</b>		

BOE Date: 02/05/09

## Current Gifts and Donations 2008/2009

School/Site Account Number	Y-T-D Adjusted Gift Total	Current Gift Amount	Equity Fund 15% Contrib.	Cumulative Gift Amount	Y-T-D In-Kind Value	Current In-Kind Value	Cumulative In-Kind Value
<b>JAMS</b> 01-90120-0-00000-00000-8699-011-0000	\$ 261,244.74	\$ 489.57	\$ 75.00	\$ 261,809.31	\$ 4,950.00 \$ 100.00		\$ 4,950.00 \$ 100.00
<b>Adult Education</b> 11-90120-0-00000-00000-8699-090-0000	\$ 3,423.22			\$ 3,423.22			
<b>Alternative (SMASH)</b> 01-90120-0-00000-00000-8699-009-0000							
<b>Cabrillo</b> 01-90120-0-00000-00000-8699-017-0000	\$ 81,419.90	\$ 280.00	\$ -	\$ 81,699.90	\$ 13,329.26		\$ 13,329.26
<b>CDS</b> 12-90120-0-00000-00000-8699-070-0000	\$ 1,384.67			\$ 1,384.67	\$ 5,113.00		\$ 5,113.00
<b>Edison</b> 01-90120-0-00000-00000-8699-001-0000	\$ 64,489.36			\$ 64,489.36	\$ 200.00		\$ 200.00
<b>Franklin</b> 01-90120-0-00000-00000-8699-002-0000	\$ 1,268.17			\$ 1,268.17			
<b>Grant</b> 01-90120-0-00000-00000-8699-003-0000	\$ 3,529.46	\$ 255.00	\$ 45.00	\$ 3,829.46	\$ 65.88		\$ 65.88
<b>Lincoln</b> 01-90120-0-00000-00000-8699-012-0000	\$ 43,247.03			\$ 43,247.03			
<b>Malibu High School</b> 01-90120-0-00000-00000-8699-010-0000 <i>Malibu Shark Fund - Resource #90141</i>	\$ 123,378.95	\$ 493.00	\$ -	\$ 123,871.95			
<b>McKinley</b> 01-90120-0-00000-00000-8699-004-0000	\$ 86,663.30	\$ 675.75	\$ 119.25	\$ 87,458.30			
<b>Muir</b> 01-90120-0-00000-00000-8699-005-0000	\$ 64,494.20	\$ 1,300.00	\$ -	\$ 65,794.20			
<b>Olympic HS</b> 01-90120-0-00000-00000-8699-014-0000	\$ 7,166.16	\$ 1,500.00	\$ -	\$ 8,666.16			
<b>Rogers</b> 01-90120-0-00000-00000-8699-006-0000	\$ 847,005.85			\$ 847,005.85	\$ 150.00		\$ 150.00
<b>Roosevelt</b> 01-90120-0-00000-00000-8699-007-0000	\$ 138,863.03	\$ 319.22	\$ -	\$ 139,182.25	\$ 100.00		\$ 100.00
<b>Samohi</b> 01-90120-0-00000-00000-8699-015-0000	\$ 154,586.17	\$ 2,121.50	\$ -	\$ 156,707.67	\$ 5,475.00 \$ 100.00		\$ 5,475.00 \$ 100.00
<b>Pt. Dume Marine Science</b> 01-90120-0-00000-00000-8699-019-0000	\$ 156,306.20			\$ 156,306.20			
<b>Webster</b> 01-90120-0-00000-00000-8699-008-0000	\$ 12,670.00			\$ 12,670.00			

BOE Date: 02/05/09

## Current Gifts and Donations 2008/2009

School/Site Account Number	Y-T-D Adjusted Gift Total	Current Gift Amount	Equity Fund 15% Contrib.	Cumulative Gift Amount	Y-T-D In-Kind Value	Current In-Kind Value	Cumulative In-Kind Value
<b>ALL OTHER LOCATIONS:</b>							
<b>Superintendent's Office</b> 01-90120-0-00000-00000-8699-020-0000	\$ 50,000.00			\$ 50,000.00			
<b>Educational Services</b> 01-90120-0-00000-00000-8699-030-0000	\$ 247,386.61			\$ 247,386.61	\$ 24,170.00		\$ 24,170.00
<b>Student and Family Support Services</b> 01-90120-0-00000-00000-8699-041-0000	\$ 325.00			\$ 325.00			
<b>Special Education</b> 01-90120-0-00000-00000-8699-044-0000	\$ 1,000.00			\$ 1,000.00			
<b>Information Services</b> 01-90120-0-00000-00000-8699-054-0000	\$ 2,000.00			\$ 2,000.00			
<b>District</b> 01-90120-00000-0-00000-8699-090-0000							
<b>Food &amp; Nutrition Services</b> 01-90120-0-00000-00000-8699-070-0000	\$ 9,207.84			\$ 9,207.84			
<b>TOTAL GIFTS</b>	<b>\$ 2,361,059.86</b>	<b>\$ 7,434.04</b>	<b>\$ 239.25</b>	<b>\$2,368,733.15</b>	<b>\$ 53,753.14</b>	<b>\$ -</b>	<b>\$ 53,753.14</b>
			<b>Total Equity Fund 15% Contribs.</b>				
<b>Total Cash Gifts for District:</b>		<b>\$ 7,434.04</b>	<b>\$ 239.25</b>		<b>Total In-Kind Gifts:</b>	<b>\$ -</b>	

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/05/09

FROM: TIM CUNEO

RE: ADOPT RESOLUTION NO. 08-12 - IN OPPOSITION TO  
ADDITIONAL CUTS TO EDUCATIONAL FUNDING BY THE STATE OF  
CALIFORNIA

RECOMMENDATION NO. A.11

It is recommended that the Board of Education adopt Resolution No. 08-12 - In Opposition to Additional Cuts to Educational Funding by the State of California.

Once adopted, the Superintendent's office will forward the resolution to the California School Boards Association (CSBA) and local legislators.

The resolution is attached.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

**Santa Monica-Malibu Unified School District  
Board of Education**

**Resolution No. 08-12**

**IN OPPOSITION TO ADDITIONAL CUTS TO EDUCATIONAL FUNDING BY THE  
STATE OF CALIFORNIA**

**WHEREAS**, California's more than 6 million students deserve the highest quality education; and

**WHEREAS**, the Legislature and Governor already imposed \$2.8 billion in education cuts in September 2008, resulting in significant reduction of essential programs and services to students that are integral to their success, and

**WHEREAS**, These cuts have resulted in teacher layoffs and increased class sizes statewide, not to mention a further erosion of the support system for students provided by thousands of classified and paraprofessional staff that have also been laid off; and

**WHEREAS**, The Legislature and the Governor propose to cut schools even further in the middle of the current school year, compounded by deep cuts in 2009-10, resulting in districts having \$1,500 less per student than they need to maintain programs and services for students of two years ago; and

**WHEREAS**, Very broad fiscal flexibility is essential for maximum local decision-making and would allow districts to prioritize during the budget crisis; and

**WHEREAS**, The Governor's budget plan also illegally manipulates Proposition 98, the state's minimum school funding law, to permanently cut at least \$7 billion from California's students, in violation of the California Constitution; and

**WHEREAS**, Further budget reductions to education are fundamentally inconsistent with the state's goal of improving student achievement, at a time when our students are making progress toward meeting rigorous state and federal education standards; and

**WHEREAS**, The budget problem was not created by our students and fixing it should not come at the expense of their educational progress and success;

**NOW, THEREFORE, BE IT RESOLVED** that the Santa Monica-Malibu Unified School District adamantly opposes further cuts to education funding and urges the Legislature and Governor to immediately solve the budget crisis with a balanced approach that includes revenue increases; and

**BE IT FURTHER RESOLVED** that the Santa Monica-Malibu Unified School District supports broad local budget flexibility to help school districts prioritize the resources they have to best serve the needs of their students.

**Passed and Adopted** this 5<sup>th</sup> Day of February 2009 by the Santa Monica-Malibu Unified School District Board of Education by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

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Ralph Mechur  
Board President

---

Tim Cuneo  
Superintendent

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/05/09

FROM: TIM CUNEO / JANECE L. MAEZ / VIRGINIA I. HYATT

RE: AWARD OF BID #9.06R2- SOLAR DEMONSTRATION PROJECT AT  
PT. DUME ELEMENTARY SCHOOL - TO PERMACITY

RECOMMENDATION NO. A.12

It is recommended that the Board of Education award Bid #9.06R2 for the Solar Demonstration project for Pt. Dume, to Permacity, in an amount not to exceed \$92,214.

Funding Information

Budgeted: Yes

Fund: 01

Source: PTA

Account Number: 01-90150-0-11100-85000-6200-019-2600

COMMENTS: Pt. Dume Elementary School has been instrumental in leading the sustainable charge in the district. Through efforts of the Principal, parents, teachers, students and the community, money has been raised to install the project on two roof tops on the campus. Through this process, the site will have a working solar demonstration project installed, along with an educational component.

Bids were sent to seven (7) contractors, five (5) contractors attended the mandatory job walk on January 6, 2009, three (3) bidders submitted bids as follows:

MLB & Sons, Inc.	\$ 130,000
Create Green Energy, Inc	\$ 114,900
Permacity	\$ 92,214

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/05/09

FROM: TIM CUNEO / JANECE L. MAEZ / VIRGINIA I. HYATT

RE: CONTRACT AMENDMENT #11 FOR INCREASED ARCHITECTURAL  
SERVICES FOR MALIBU HS - HMC - MEASURE BB PROJECTS

RECOMMENDATION NO. A.13

It is recommended that the Board of Education approve Contract Amendment #11 with HMC Architects to provide architectural services for additional field renderings for Malibu HS, in an amount not to exceed \$8,046 for a total contract amount of \$5,084,036.

Funding Information

Budgeted: Yes

Fund: 21

Source: Building Fund

Account Number: 21-00000-0-00000-85000-5802-010-2600

Description: Consultant Services

COMMENTS: As part of the Environmental Impact Report (EIR) process at Malibu HS and the associated public meetings, additional renderings were required to represent the athletic field lighting in various configurations and at different times of day. The renderings are required to demonstrate to the community the impact of the proposed lighting at the public meeting. This effort is also required in support of the application to the California Coastal Commission for a Coastal Development Permit (CDP).

This Contract Amendment #11, for \$8,046, is for the architectural services for additional coordination and athletic field renderings for Malibu HS. The revised contract total will be \$5,084,990.

*(Continued on next page)*



ORIGINAL CONTRACT AMOUNT (Prog./Schematic Design)	\$961,327
CONTRACT AMENDMENT #1 (Cabrillo SDC-IS)	\$87,995
CONTRACT AMENDMENT #2 (FF&E Standards)	\$92,400
CONTRACT AMENDMENT #3 (DD/CD/CA)	\$3,562,894
CONTRACT AMENDMENT #4 (Pt. Dume/Webster Safety Proj.)	\$157,688
CONTRACT AMENDMENT #5 (Malibu HS Public Hearing/EIR)	\$25,144
CONTRACT AMENDMENT #6 (Cabrillo Safety Proj.)	\$10,304
CONTRACT AMENDMENT #7 (Webster Safety Proj.)	\$62,344
CONTRACT AMENDMENT #8 (Cabrillo Septic Study)	\$21,647
CONTRACT AMENDMENT #9 (Malibu right turn lane)	\$68,256
CONTRACT AMENDMENT #10 (Malibu fire protection)	\$25,991
CONTRACT AMENDMENT #11 (Malibu field renderings)	\$8,046
<u>TOTAL CONTRACT AMOUNT</u>	<u>\$5,084,036</u>

This scope of work was anticipated in the cost projections for the Measure "BB" budget.

MOTION MADE BY:  
 SECONDED BY:  
 STUDENT ADVISORY VOTE:  
 AYES:  
 NOES:

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/05/08

FROM: TIM CUNEO / JANECE L. MAEZ / VIRGINIA I. HYATT

RE: APPROVE FUNDING AGREEMENT WITH CHEVRON AND WORLD OIL TO  
FUND LIMITED SOIL GAS INVESTIGATION AT SANTA MONICA  
HIGH SCHOOL AND OBTAIN A NO FURTHER ACTION  
DETERMINATION FROM THE DEPARTMENT OF TOXIC SUBSTANCES  
CONTROL - MEASURE BB PROGRAM

RECOMMENDATION NO. A.14

Staff recommends that the Board of Education approve the proposed Funding Agreement by and between the District and Chevron U.S.A. Inc. (Chevron) and World Oil Marking Company (World Oil) for these oil companies to fund in advance (\$25,812 each for a total amount of \$51,624) a soil gas investigation at Santa Monica High School (Samohi) for potential gasoline vapors from off-site sources and efforts to obtain a no-further-action determination from the Department of Toxic Substances Control (DTSC).

HISTORY:

During the course of assessing the environmental condition of Samohi as part of the Phase I Environmental Site Assessment performed by LFR, Inc., it was discovered that gasoline leaks in the soil and groundwater from two nearby gasoline service stations may have migrated under Samohi in the area of the Measure BB Science & Technology Building and Site Improvements project. To ascertain whether gasoline vapors are present in the soil beneath the footprint of the new Science & Technology Building (currently the softball field), District staff obtained a proposal from Kroner Environmental Services, Inc. (KES). KES' proposal is presented and provided in concurrent Recommendation No. A.15.

Since the sources of the potential gasoline vapors are from Chevron and World Oil's service stations located at 1732 and 1801 Lincoln Blvd., the District made a demand on Chevron and World Oil to fund the costs of the KES investigation and District efforts to obtain DTSC's determination that such gasoline vapors (if any) under Samohi are not a significant health risk. Such a DTSC determination is called a no-further-action determination. Both oil companies agreed. The proposed Funding Agreement that has been negotiated includes the oil companies' advanced total payment of \$51,624 to the District who will draw from this payment to pay for the investigation and the no-further-action efforts.

Funding Information:

Budgeted: Yes

Fund: 21

Source: State School Building Fund

Account Number: 21-00000-0-00000-85000-5802-015-2600

Description: Independent Contractor / Consultant

TOTAL FUND CONTRIBUTION AMOUNT: \$51,624.00

This action will provide additional funds to the Measure BB program.

A copy of the agreement is available for viewing in the Purchasing Office.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/05/08

FROM: TIM CUNEO / JANECE L. MAEZ / VIRGINIA I. HYATT

RE: CONTRACT AMENDMENT #1 FOR KRONER ENVIRONMENTAL  
SERVICES, FOR LIMITED SOIL GAS INVESTIGATION, FOR SANTA  
MONICA HIGH SCHOOL - MEASURE BB PROGRAM

RECOMMENDATION NO. A.15

Staff recommends that the Board of Education approve Contract Amendment #1 with Kroner Environmental Services, Inc. (KES), to conduct a limited soil gas investigation at Santa Monica High School (Samohi) for potential gasoline vapors from off-site sources, in the amount of \$31,623, for a total contract amount of \$79,350.

HISTORY:

During the course of assessing the environmental condition of Samohi as part of the Phase I Environmental Site Assessment preformed by LFR, Inc., it was discovered that gasoline leaks in the soil and groundwater from two nearby gasoline service stations may have migrated under Samohi in the area of the Measure BB Science & Technology Building and Site Improvements project. To ascertain whether gasoline vapors are present in the soil beneath the footprint of new Science & Technology Building (currently the softball field), District staff obtained a proposal from KES to compete the investigation.

The costs of this investigation as incurred will be drawn from an advanced payment made by Chevron U.S.A. Inc. and World Oil Marketing Company (the gasoline service station owners) pursuant to the Funding Agreement that is recommended for approval in concurrent Recommendation No. A.14.

Funding Information:

Budgeted: Yes

Fund: 21

Source: State School Building Fund

Account Number: 21-00000-0-00000-85000-5802-015-2600

Description: Independent Contractor / Consultant

ORIGINAL CONTRACT AMOUNT (Samohi Phase I Environ)	\$47,727
<u>CONTRACT AMENDMENT #1 (Soil gas investigation Item A.15)</u>	<u>\$31,623</u>
TOTAL CONTRACT AMOUNT	\$79,350

This action will provide additional funds to the Measure BB program.

MOTION MADE BY:

SECONDED BY:

AYES:

NOES:

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/05/08

FROM: TIM CUNEO / JANECE L. MAEZ / VIRGINIA I. HYATT

RE: CONTRACT AMENDMENT #2 FOR KRONER ENVIRONMENTAL  
SERVICES, FOR SOIL SAMPLING AT OLYMPIC HIGH SCHOOL -  
MEASURE BB PROGRAM

RECOMMENDATION NO. A.16

It is recommended that the Board of Education approve Contract Amendment #2 with Kroner Environmental Services, Inc. (KES), to conduct soil sampling following removal of six relocatable classroom buildings at Olympic High School, in the amount of \$4,897, for a total contract amount of \$84,247.

Funding Information:

Budgeted: Yes

Fund: 21

Source: State School Building Fund

Account Number: 21-00000-0-00000-85000-5802-014-2600

Description: Independent Contractor / Consultant

COMMENTS: Six unused relocatable classroom buildings are scheduled to be removed from the northwest corner Olympic High School site beginning in March 2009. Upon completion of the demolition project, a landscaped playing field is planned for this area. Staff requested a proposal from KES to take soil samples to determine if there is any contamination remaining on-site after demolition that should be addressed prior to construction of the playing field.

ORIGINAL CONTRACT AMOUNT	\$47,727
CONTRACT AMENDMENT #1(Soil Gas Santa Monica HS)(Item A.15)	\$31,623
CONTRACT AMENDMENT #2	\$4,897
TOTAL CONTRACT AMOUNT	\$84,247

This scope of work was anticipated in the cost projections for the Measure BB budget.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/05/09

FROM: TIM CUNEO / JANECE L. MAEZ / VIRGINIA I. HYATT

RE: AWARD OF BID #9.12 - OLYMPIC HIGH SCHOOL HAZARDOUS  
MATERIALS REMOVAL AND DEMOLITION - AMERICAN DEMOLITION

RECOMMENDATION NO. A.17

It is recommended that the Board of Education award Bid #9.12 for Olympic High School Hazardous Material Removal and Demolition to American Demolition, in an amount not to exceed \$51,773.

Funding Information

Budgeted: Yes

Fund: 21

Source: Building Fund

Account Number: 21-00000-0-00000-85000-6200-014-2600

COMMENTS: Olympic High School has six relocatable classrooms dating from early 1970s. These building are being removed as part of the modernization project at Olympic High School for Measure BB.

This is Phase I of this plan at the site. It is estimated that the project will begin at the end of February 2009 and completed by March 2009.

Bids were sent to fifteen (15) contractors, nine (9) contractors attended the mandatory job walk on December 2, 2008, and three (3) bidders submitted bids as follows:

American Demolition	\$ 51,773.00
Castlerock Environmental	\$ 65,790.00
CST Environmental, Inc.	\$113,800.00

This scope of work was anticipated in the cost projections for the Measure BB budgets.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/05/09

FROM: TIM CUNEO / JANECE L. MAEZ / VIRGINIA I. HYATT

RE: CONTRACT AMENDMENT #7 FOR INCREASED SCOPE - SANTA  
MONICA HIGH SCHOOL - R. L. BINDER ARCHITECTURE &  
PLANNING - MEASURE BB PROJECTS

RECOMMENDATION NO. A.18

Staff recommends that the Board of Education approve Contract Amendment #7 with R, L. Binder Architecture & Planning (RLB) to provide architectural services for revisions to the Santa Monica HS Siting Study, in amount not to exceed \$11,000 for a total contract amount of \$6,638,256.

Funding Information

Budgeted: Yes

Fund: 21

Source: Building Fund

Account Numbers: 21-00000-0-00000-85000-5802-015-2600

Description: Consultant Services

COMMENTS: At its January 17 and February 4, 2008 meetings, the Board approved the preparation of the Siting Study by R. L. Binder to develop potential short-term and 20-year term design concepts for the Santa Monica High School (Samohi) campus. The Siting Study was completed in June 2008.

The Siting Study was received by the Board of Education at its January 15, 2009 meeting. The Siting Study reflected updates to information provided in June 2008. Therefore, District Staff requested a fee proposal from R. L. Binder for this additional scope.

This Contract Amendment #7, for \$11,000, is for the architectural services to revise and update the finalized Siting Study for Santa Monica HS. The revised contract total will be \$6,638,256.

*(Continued on next page)*

ORIGINAL CONTRACT AMOUNT	\$1,209,688
CONTRACT AMENDMENTS #1 & 2 (siting study)	\$180,000
CONTRACT AMENDMENT #3 (not issued)	\$0
CONTRACT AMENDMENT #4 (programming add'l services)	\$209,244
CONTRACT AMENDMENT #5 (DD/CD/CA)	\$4,991,604
CONTRACT AMENDMENT #6 (fire protection design)	\$36,720
CONTRACT AMENDMENT #7 (revisions to siting study)	\$11,000
TOTAL CONTRACT AMOUNT	\$6,638,256

This scope of work was anticipated in the cost projections for the Measure BB budget.

MOTION MADE BY:  
 SECONDED BY:  
 STUDENT ADVISORY VOTE:  
 AYES:  
 NOES:



TO: BOARD OF EDUCATION

ACTION/CONSENT

02/05/09

FROM: TIM CUNEO / JANECE L. MAEZ / VIRGINIA I. HYATT

RE: CONTRACT AMENDMENT #1 FOR TOPANGA UNDERGROUND FOR  
SEPTIC SYSTEM SURVEY AND REPORTS FOR MALIBU MIDDLE AND  
HIGH SCHOOLS - MEASURE BB PROJECTS

RECOMMENDATION NO. A.19

It is recommended that the Board of Education approve Contract Amendment #1 with Topanga Underground for septic system surveys and investigations services studies at Malibu High/Middle School for the Measure BB program, in the amount of \$45,207, for a total contract amount of \$56,807.

Funding Information:

Budgeted: Yes

Fund: 21

Source: State School Building Fund

Account Number: 21-00000-0-00000-85000-5802-010-2600

Description: Independent Contractor / Consultant

COMMENTS: In conjunction with the Coastal Development Permit (CDP) with the City of Malibu for the Malibu High/Middle School project, the District must perform an analysis of the existing septic systems and determine their locations current operational condition. Topanga Underground has vast knowledge of the Malibu area and are well versed in the regulatory requirements for the septic systems. The original contract, approved by the BOE on January 15, 2009, for \$11,600, allowed Topanga Underground to survey the site and locate the existing systems. The number of systems that were located exceeded the previously known to the District. Therefore, Contract Amendment #1 is to allow them to fully investigate the systems, provide documentation that will be integrated into the survey files, and provide the District with a detailed analysis of the existing systems.

ORIGINAL CONTRACT AMOUNT	\$11,600
Contract Amendment #1 (Septic Analysis)	\$45,207
TOTAL CONTRACT AMOUNT	\$56,807

This scope of work was anticipated in the cost projections for the Measure BB budgets.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

TO: BOARD OF EDUCATION

ACTION/CONSENT

01/05/09

FROM: TIM CUNEO / JANECE L. MAEZ / VIRGINIA I. HYATT

RE: CONTRACT AMENDMENT #1 WITH CAA PLANNING FOR CALIFORNIA  
COASTAL COMMISSION AMENDMENT APPLICATION, FIELD  
LIGHTING - MALIBU HIGH SCHOOL - MEASURE BB PROJECTS

RECOMMENDATION NO. A.20

It is recommended that the Board of Education approve Contract Amendment #1 for consulting services to CAA Planning to support preparation, coordination, filing and presentation of an amendment to CDP-04-99-276 to the California Coastal Commission in support of the field lighting portion of the Malibu High School Measure BB project in an amount not to exceed \$17,850, for a total contract amount of \$24,850.

Funding Information

Budgeted: Yes

Fund: 21

Source: State School Building Fund

Account Number: 21-00000-0-00000-85000-5802-010-2600

Description: Consultant Services

COMMENTS: At the October 18, 2007 meeting, the Board of Education approved the Malibu High School Measure BB project, including lighting of the athletic field. On May 9, 2000, the California Coastal Commission (CCC) approved a Coastal Development Permit (CDP), which specifically prohibited either temporary or permanent field lighting. Recent communications with CCC staff indicate that an amendment to CDP-04-99-276 may be required, if permanent lighting is anticipated in the Malibu High School Athletic Field project. On August 21, 2008, the BOE approved a contract with CAA Planning; this Amendment #1 allows for additional professional planning services to support the CCC approval of the project.

In order to expedite and coordinate the preparation and filing of an amendment to the CCC, a specialist consulting firm is required. CAA Planning has extensive successful experience with the CCC process including applications for similar school district projects.

CAA works to provide representation at the CCC in conjunction with Culbertson & Associates, LLC, writing reports, researching background information, while Culbertson & Associates, LLC works as a consultant directly to the CCC. This arrangement of the services provides a comprehensive and cost effective approach to the CCC amendment process.

ORIGINAL CONTRACT AMOUNT (8/21/08)	\$ 7,000
CONTRACT AMENDMENT #1 (CDP Amendment)	\$17,850
TOTAL CONTRACT AMOUNT	\$24,850

This scope of work was anticipated in the cost projections for the Measure BB budgets.

MOTION MADE BY:  
SECONDED BY:  
STUDENT ADVISORY VOTE:  
AYES:  
NOES:

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/05/09

FROM: TIM CUNEO / JANECE L. MAEZ / VIRGINIA I. HYATT

RE: APPROVAL OF PRELIMINARY GEOLOGIC INVESTIGATION AND  
REPORTS FOR GEOCONCEPTS, INC., FOR MALIBU MIDDLE/HIGH  
SCHOOL - MEASURE BB PROGRAM

RECOMMENDATION NO. A.21

It is recommended that the Board of Education approve GeoConcepts, Inc., for preliminary geological investigations for the installation of eleven (11) monitoring wells for the Measure BB program, in the amount of \$73,500.

Funding Information

Budgeted: Yes

Fund: 21

Source: State School Building Fund

Account Number: 21-00000-0-00000-85000-5802-010-2600

Description: Independent Contractor / Consultant

COMMENTS: In preparation of the City of Malibu LCP, Coastal Development Permit (CDP), the District must meet the requirements of the Los Angeles Regional Water Quality Control Board (RWQCB) for ground water monitoring wells to determine the water quality resulting from septic systems at the Malibu Middle/High School and Cabrillo Elementary School sites.

GeoConcepts has vast experience in this field of work and will coordinate directly with the RWQCB to determine the number and location of the monitoring wells, in conjunction with the CEQA and CCC consultants for the Measure BB project.

This scope of work was anticipated in the cost projections for the Measure BB budget.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/05/09

FROM: TIM CUNEO / JANECE L. MAEZ / VIRGINIA I. HYATT

RE: CONTRACT AMENDMENT #3 TO GLENN LUKOS ASSOCIATES FOR  
BIOLOGIST STUDY REPORT SERVICES FOR MALIBU HIGH SCHOOL  
ATHLETIC FIELD LIGHTING PROJECT - MEASURE BB PROJECTS

RECOMMENDATION NO. A.22

It is recommended that the Board of Education approve Amendment #3 with Glenn Lukos Associates to provide additional biological support services and public outreach meetings support for the athletic field lighting project, for the Measure "BB" program, in the amount of \$8,970, for a total contract amount of \$43,050.

Funding Information:

Budgeted: Yes

Fund: 21

Source: State School Building Fund

Account Number: 21-00000-0-00000-85000-5802-010-2600

Description: Independent Contractor / Consultant

COMMENTS: Based on Special Condition requirements of the previous Coastal Permit, a landscape review was required five (5) years following completion; that Contract was approved by the Board on July 24, 2008. Contract Amendment #1 for Biological Review and Report surrounding the athletic field was approved by the Board on September 4, 2008. Contract Amendment #2 allowed a study of the effects of the lighting required by the Coastal Commission prior to the Permit approval of the project, and due to public comment about the effects of the lighting on surrounding areas. This Contract Amendment #3 will approve the survey and identification of a known Environmentally Sensitive Habitat Area (ESHA) near the Malibu High/Middle School site, and to approve additional support to the public outreach meetings for the project.

Original Contract Amount: (Landscape Review)	\$16,000
Contract Amendment #1: (Bio Review)	\$11,800
Contract Amendment #2: (Lighting Study)	\$ 6,280
Contract Amendment #3: (ESHA, Pub Support)	\$ 8,970
Total:	\$43,050

This scope of work was anticipated in the cost projections for the Measure BB budgets.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/05/09

FROM: TIM CUNEO / MICHAEL D. MATTHEWS

RE: CERTIFICATED PERSONNEL - Elections, Separations

RECOMMENDATION NO. A.23

Unless otherwise noted, the following items are included in the 2008/2009 approved budget.

**ADDITIONAL ASSIGNMENTS**

**ADAMS MIDDLE SCHOOL**

Cady, Linda	16.06 hrs @\$40.46	1/18/09-1/23/09	Est Hrly/\$650
Dipley, Jeri	16.06 hrs @\$40.46	1/18/09-1/23/09	Est Hrly/\$650
Hart, Matt	16.06 hrs @\$40.46	1/18/09-1/23/09	Est Hrly/\$650
Post, Joel	16.06 hrs @\$40.46	1/18/09-1/23/09	Est Hrly/\$650
Yoffy, Julie	16.06 hrs @\$40.46	1/18/09-1/23/09	Est Hrly/\$650
TOTAL ESTABLISHED HOURLY			\$3,250

Comment: Chaperone - 7<sup>th</sup> Grade Science Magnet Field Trip  
01-Targeted Instr. Imprvmnt BG

Anderson, Meredith	15 hrs @\$40.46	1/9/09-6/19/09	Est Hrly/\$607
Cartagena, Lissette	15 hrs @\$40.46	1/9/09-6/19/09	Est Hrly/\$607
Saling, David	15 hrs @\$40.46	1/9/09-6/19/09	Est Hrly/\$607
Schopflin, Jennifer	15 hrs @\$40.46	1/9/09-6/19/09	Est Hrly/\$607
TOTAL ESTABLISHED HOURLY			\$2,428

Comment: Lesson Link  
01-School and Library Imprvmnt BG

**ADULT EDUCATION**

Alexander, Laura	58.5 hrs @\$40.46	1/26/09-6/12/09	Est Hrly/\$2,367
TOTAL ESTABLISHED HOURLY			\$2,367

Comment: Administrative Support and GED Prep Classes  
11-Adult Education Apportionment  
(Change in number of hours from 10/2/08 Board Agenda)

**EDUCATIONAL SERVICES**

Murphy, Leticia	30 hrs @\$40.46	12/1/08-12/19/08	Est Hrly/\$1,214
Sulfolk, Stephanie	30 hrs @\$40.46	12/1/08-12/19/08	Est Hrly/\$1,214
TOTAL ESTABLISHED HOURLY			\$2,428

Comment: Staff Development  
01-IASA: Title II Teacher Quality

Gies, Gretchen	5 hrs @\$40.46	10/17/08-6/15/09	Est Hrly/\$202
TOTAL ESTABLISHED HOURLY			\$202

Comment: Lesson Link Participating Teacher  
01-IASA: Title II Teacher Quality

**GRANT ELEMENTARY SCHOOL**

Chen, Lillian	16 hrs @\$40.46	1/20/09-5/22/09	Est Hrly/\$ 647
Hopkins, Miriam	16 hrs @\$40.46	1/20/09-5/22/09	Est Hrly/\$ 647
Ihrig, Debbie	16 hrs @\$40.46	1/20/09-5/22/09	Est Hrly/\$ 647
Le, Hong	16 hrs @\$40.46	1/20/09-5/22/09	Est Hrly/\$ 647
O'Meara, Peggy	16 hrs @\$40.46	1/20/09-5/22/09	Est Hrly/\$ 647
Ripley, Virginia	32 hrs @\$40.46	1/20/09-5/22/09	Est Hrly/\$1,295
Schmid, Anne	16 hrs @\$40.46	1/20/09-5/22/09	Est Hrly/\$ 647

Takashima, Iris	16 hrs @\$40.46	1/20/09-5/22/09	Est Hrly/\$ 647
Thomas, Christine	16 hrs @\$40.46	1/20/09-5/22/09	Est Hrly/\$ 647
TOTAL ESTABLISHED HOURLY			\$6,471

Comment: Intervention Homework club  
01-Gifts - Equity Fund

#### MUIR ELEMENTARY SCHOOL

Benetiz, Lourdes	38 hrs @\$40.46	1/21/09-5/20/09	Est Hrly/\$1,537
Brizuela, Luis	20 hrs @\$40.46	2/2/09-4/8/09	Est Hrly/\$ 809
Carter, Christian	20 hrs @\$40.46	2/2/09-4/8/09	Est Hrly/\$ 809
Davies, Michael	20 hrs @\$40.46	2/2/09-4/8/09	Est Hrly/\$ 809
Wheeler, Daniel	38 hrs @\$40.46	1/21/09-5/20/09	Est Hrly/\$1,537
TOTAL ESTABLISHED HOURLY			\$5,501

Comment: After School Math and Homework Clubs  
01-IASA: Title I Basic-LW Inc/Neg

#### OLYMPIC HIGH SCHOOL

Rousseau, Harmony	18 hrs @\$40.46	11/4/08-6/3/09	Est Hrly/\$728
TOTAL ESTABLISHED HOURLY			\$728

Comment: CAHSEE Proctor  
01-CAHSEE Intensive Instr & Serv

#### ROGERS ELEMENTARY SCHOOL

Hu, Chang	45 hrs @\$40.46	1/13/09-1/19/09	Est Hrly/\$1,821
TOTAL ESTABLISHED HOURLY			\$1,821

Comment: Reading 180 Club  
01-Unrestricted Resource

#### ROOSEVELT ELEMENTARY SCHOOL

Alexander, Lorie	24 hrs @\$40.46	2/2/09-3/27/09	Est Hrly/\$971
Ross, Shannon	24 hrs @\$40.46	2/2/09-3/27/09	Est Hrly/\$971
Snow, Angie	24 hrs @\$40.46	2/2/09-3/27/09	Est Hrly/\$971
TOTAL ESTABLISHED HOURLY			\$2,913

Comment: Intervention - After School Math Classes  
01-Gifts - Equity Fund

#### SANTA MONICA HIGH SCHOOL

Niemi, Charlene	225 hrs @\$40.46	9/8/08-6/9/09	Est Hrly/\$9,104
TOTAL ESTABLISHED HOURLY			\$9,104

Comment: Freshman Seminar Lecture  
01-Pupil Retention Block Grant

Marken, Ari	3 hrs @\$40.46	12/8/08-12/9/08	Est Hrly/\$121
TOTAL ESTABLISHED HOURLY			\$121

Comment: Make-Up Testing  
01-Pupil Retention Block Grant

Boyd, Bryn	8 hrs @\$40.46	9/17/08-12/2/08	Est Hrly/\$324
Forrer, Brooke	8 hrs @\$40.46	9/17/08-12/2/08	Est Hrly/\$324
Pust, Jennifer	8 hrs @\$40.46	9/17/08-12/2/08	Est Hrly/\$324
Surrigo, Michael	8 hrs @\$40.46	9/17/08-12/2/08	Est Hrly/\$324
TOTAL ESTABLISHED HOURLY			\$1,296

Comment: A-House Advisory  
01-Pupil Retention Block Grant

Black, Mark	93 hrs @\$81.18	1/26/09-6/19/09	Own Hrly/\$7,550
Diaz-Chacon, Martha	93 hrs @\$61.87	1/26/09-6/19/09	Own Hrly/\$5,754

Duron, Rob	93 hrs @\$82.76	1/26/09-6/19/09	Own Hrly/\$7,697
Henderson, Luke	93 hrs @\$64.51	1/26/09-6/19/09	Own Hrly/\$5,999
Jimenez, Jaime	93 hrs @\$82.76	1/26/09-6/19/09	Own Hrly/\$7,697
Lacy, Norm	93 hrs @\$81.18	1/26/09-6/19/09	Own Hrly/\$7,550
Lipetz, Sarah	93 hrs @\$54.65	1/26/09-6/19/09	Own Hrly/\$5,082
Pantallion, Ayanna	93 hrs @\$55.32	1/26/09-6/19/09	Own Hrly/\$5,145
Reyes, Katrina	93 hrs @\$59.53	1/26/09-6/19/09	Own Hrly/\$5,536
Sato, Liane	93 hrs @\$59.53	1/26/09-6/19/09	Own Hrly/\$5,536
Skaggs, Debbie	93 hrs @\$66.25	1/26/09-6/19/09	Own Hrly/\$6,161
		TOTAL OWN HOURLY	\$69,707

Comment: 6<sup>th</sup> period assignment  
01-Unrestricted Resource

#### STUDENT SERVICES

Johnson, Lisa	\$40.46, as needed	1/5/09-6/30/09	Est Hrly/\$----
		TOTAL ESTABLISHED HOURLY	\$----

Comment: Home Instructor  
01-Special Education - 50%  
01-Unrestricted Resource - 50%

#### THEATER OPERATIONS/FACILITY PERMITS

Vollstedt, Todd	30 hrs @\$40.46	9/2/08-6/30/09	Est Hrly/\$1,214
		TOTAL ESTABLISHED HOURLY	\$1,214

Comment: Support Services  
01-Permits

#### ADDITIONAL ASSIGNMENT - EXTRA DUTY UNITS

##### ADAMS MIDDLE SCHOOL

Name	Rate	Assignment	Effective	Not to Exceed
Blanchard, Cecile	8 EDU	Choral Music	9/08-1/09	\$2,048
Brown, Dan	4 EDU	Honor Society	9/08-1/09	\$1,024
Dipley, Jeri	4 EDU	Student Council	9/08-1/09	\$1,024
Garcia, Apryl	8 EDU	Inst Music	9/08-1/09	\$2,048
Hart, Matt	2 EDU	Surf Club	9/08-1/09	\$ 512
Murphy, Titia	2 EDU	AVID	9/08-1/09	\$ 512
Perez, Lourdes	2 EDU	AVID	9/08-1/09	\$ 512
Saling, David	2 EDU	Cross Currents	9/08-1/09	\$ 512
Scotland, Alva	2 EDU	AVID	9/08-1/09	\$ 512
Silvers, Larry	2 EDU	Honor Society	9/08-1/09	\$ 512
Strocker, Carly	2 EDU	AVID	9/08-1/09	\$ 512
Woo, Angela	8 EDU	Inst Music	9/08-1/09	\$2,048
		TOTAL EDUS		\$11,776

#### ADDITIONAL ASSIGNMENT - EXTRA DUTY UNITS

##### LINCOLN MIDDLE SCHOOL

Name	Rate	Assignment	Effective	Not to Exceed
Ehrke, Shelly	0.5 EDU	Guided Study	9/08-1/09	\$ 128
Greenfield, Sara	0.5 EDU	Guided Study	9/08-1/09	\$ 128
Hunt, Mark	6.0 EDU	Band	9/08-1/09	\$1,536
Jaroch, Katie	3.0 EDU	Honor Society	9/08-1/09	\$ 768
Lebo, Meredith	1.0 EDU	Book Club	9/08-1/09	\$ 256
Levy, Amanda	1.0 EDU	Best Buddies Club	9/08-1/09	\$ 256
Marcos, Eric	3.0 EDU	Computer Clubs	9/08-1/09	\$ 768
Moe, Eric	4.0 EDU	Student Council	9/08-1/09	\$1,024
O'Brien, Marianna	1.5 EDU	Science Clubs	9/08-1/09	\$ 384
Paddock, Jennifer	1.0 EDU	Best Buddies Club	9/08-1/09	\$ 256



Park, Peter	6.0 EDU	Orchestra	9/08-1/09	\$1,536
Pham, Vy	6.0 EDU	Yearbook	9/08-1/09	\$1,536
Pomatti, Katie	1.0 EDU	Art Club	9/08-1/09	\$ 256
Schwartz, Jeffrey	1.5 EDU	Debate Club	9/08-1/09	\$ 384
Seymour, Bob	0.5 EDU	Guided Study	9/08-1/09	\$ 128
Utzingier, Sara	0.5 EDU	Guided Study	9/08-1/09	\$ 128
Venre, Vanessa	6.0 EDU	Choral Music	9/08-1/09	\$1,536
			TOTAL EDUS	\$11,008

### **HOURLY TEACHERS**

#### **ADULT EDUCATION**

Gonzalez, Joseph	198 hrs @\$45.34	9/4/08-6/12/09	Est Hrly/\$8,977
Zax, Kelly	54 hrs @\$45.34	1/31/09-6/13/09	Est Hrly/\$2,448
TOTAL ESTABLISHED HOURLY			\$11,425

Comment: ESL Classes  
11-231: ABE/ESL/ESL Ctzn, VESL/VABE

Murphy, Letitia	153 hrs @\$45.34	1/26/09-6/13/09	Est Hrly/\$6,937
TOTAL ESTABLISHED HOURLY			\$6,937

Comment: ESL Classes  
11-Adult Education Apportionment

Gonzalez, Joseph	\$40.46, as needed	10/14/08-6/12/09	Est Hrly/\$---
TOTAL ESTABLISHED HOURLY			\$---

Comment: Adult Education Substitute  
11-Adult Education Apportionment

**TOTAL ESTABLISHED HOURLY, AND OWN HOURLY = \$150,697**

### **ELECTIONS**

#### **PROBATIONARY CONTRACTS**

<u>Name/Assignment/Location</u>	<u>Not to Exceed</u>	<u>Effective</u>
Gomez, Tiffany/School Age Child Develop Svcs/Edison	50% [repl. V. Garcia]	2/2/09
Paul, Cristina/Reading Spec Edison Elementary	60%	1/20/09

### **SUBSTITUTE TEACHERS**

#### **LONG-TERM SUBSTITUTES**

(@\$210.00 Daily Rate)

Dobel, Jaime	1/5/09
Field, Bailey	1/5/09
Simons, Jill	1/5/09-1/16/09

#### **PREFERRED SUBSTITUTES**

(@\$162.00 Daily Rate)

Cady, Linda	1/13/09
Johnson, Michelle	1/16/09
Kohout, Griffin	1/8/09
Lee, Theresa	1/20/09
Lipsky, Jill	11/19/08

Melamed, Carol	1/8/09
Strober, Sheila	1/20/09

**REGULAR DAY-TO-DAY SUBSTITUTES**

**(@\$138.00 Daily Rate)**

Ayalon, Danielle	1/12/09
Field, Bailey	1/5/09

**LEAVE OF ABSENCE (with pay)**

**Name/Location**

**Effective**

Abbott Clark, Julie Roosevelt Elementary	1/26/09-4/3/09 [maternity]
Carey, Ann Roosevelt Elementary	1/5/09-4/3/09 [maternity]
Duane, Janeen Malibu High School	10/11/08-10/25/08 [maternity] (dates extended from 6/26/08 Agenda)
Garrido Rosenberg, Jessica Santa Monica HS	12/20/08-2/3/09 [medical] (dates extended from 1/15/09 Agenda)
Haendel, Erin SMASH	1/20/09-4/1/09 [maternity]
Levin, Debra Roosevelt Elementary	12/13/08-1/7/09 [maternity]
Melendez, Brisa Edison Elementary	2/2/09-3/31/09 [maternity]
Rosenblum, Laura Cabrillo Elementary	1/13/09-3/29/09 [medical]
Song, Kate Santa Monica HS	12/20/08-1/23/09 [medical]
Watts, Lada Child Develop Svcs	1/10/09-1/18/09 [maternity]

**LEAVE OF ABSENCE (without pay)**

**Name/Location**

**Effective**

Anderson, Terry Santa Monica HS	1/26/09-6/19/09 [20% - personal] (decrease in percentage of leave from 7/24/08 Agenda)
Audet, Amanda Santa Monica HS	1/26/09-6/19/09 [child care]
Duane, Janeen Malibu High School	10/26/08-1/23/09 [CFRA] (change of dates from 6/26/08 Agenda)
Degregorio, Dana Roosevelt Elementary	1/5/09-1/23/09 [CFRA]

Garrido Rosenberg, Jessica Santa Monica HS	2/4/09-4/1/09 [child care]
Levin, Debra Roosevelt Elementary	1/8/09-6/19/09 [child care]
Melendez, Brisa Edison Elementary	4/1/09-4/24/09 [CFRA]
Watts, Lada Child Develop Svcs	1/19/09-6/19/09 [child care]

**TERMINATION DUE TO EXHAUSTION OF ALL PAID LEAVES**

<u>Name/Location</u>	<u>Effective</u>
3708-11-08 John Adams Middle School	2/9/09

**RETIREMENT**

<u>Name/Location</u>	<u>Effective</u>
Rues, Kevin McKinley Elementary	1/22/09

MOTION MADE BY:  
 SECONDED BY:  
 STUDENT ADVISORY VOTE:  
 AYES:  
 NOES:

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/05/09

FROM: TIM CUNEO / MICHAEL D. MATTHEWS / WILBERT YOUNG

RE: SPECIAL SERVICE EMPLOYEES

RECOMMENDATION NO. A.24

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 4213.5. Funding for the positions listed is included in the 2007-08 budget.

<u>Name/Location</u>	<u>Not to Exceed</u>	<u>Effective Dates</u>	<u>Rate</u>
Martinez, Yolanda	\$2,200	1/5/09-6/19/09	\$40/hr
Franklin Elementary School; fine arts classes for 2 <sup>nd</sup> graders			
FUNDING:	01-90150-0-11100-10000-2917-002-1501		-100%
Reimbursed by PTA			
Rand, Aimee	\$16,200	1/6/09-6/19/09	\$162/day
Student Services; substitute nurse			
FUNDING:	01-00000-0-11100-31400-2917-041-1501		-100%
Unrestricted Resource			

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/05/09

FROM: TIM CUNEO / MICHAEL D. MATTHEWS / WILBERT YOUNG

RE: CLASSIFIED PERSONNEL - MERIT

RECOMMENDATION NO. A.25

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 schedules.

<u>ELECTION</u>		<u>EFFECTIVE DATE</u>
BEAMON-JACOBS, SHAREEN PT DUME ELEMENTARY	INST ASST - CLASSROOM 2.4 HRS/SY/RANGE: 18 STEP: A	12/16/08
BROWN, SARAH SANTA MONICA HS	INST ASST - SPECIAL ED 6 HRS/SY/RANGE: 20 STEP: A	10/3/08
DENOYA, MICHAEL SPECIAL EDUCATION	SPEECH LANG PATHOLIGIST ASST 8 HRS/SY/RANGE: 36 STEP: A	1/20/09
DUNCAN, CHERYL CHILD DEVELOP SVCS	CHILDREN CENTER ASST 3.5 HRS/SY/RANGE: 18 STEP: A	1/14/09
GOLDBERG, HAYDEN MALIBU HIGH SCHOOL	LIFEGUARD/SWIM INSTRUCTOR 3 HRS/SY/RANGE: 21 STEP: A	12/1/08
HUNGERLAND, MARIA CABRILLO ELEMENTARY	INST ASST - CLASSROOM 2 HRS/SY/RANGE: 18 STEP: A	1/26/09
JOHNSON, LORE CHILD DEVELOP SVCS	CHILDREN CENTER ASST 3.5 HRS/SY/RANGE: 18 STEP: A	1/12/09
MARTINEZ, LUZ MUIR ELEMENTARY	INST ASST - CLASSROOM 3.5 HRS/SY/RANGE: 18 STEP: A	1/16/09
MCKEOWN, CAROL MCKINLEY ELEMENTARY	INST ASST - SPECIAL ED 5 HRS/SY/RANGE: 20 STEP: A	1/8/09
MIKHAIL, CHRISTINE WEBSTER ELEMENTARY	INST ASST - CLASSROOM 2 HRS/SY/RANGE: 18 STEP: A	1/8/09
OROZCO, ABEL OPERATIONS	GARDENER 8 HRS/12 MO/RANGE: 24 STEP: A	1/8/09
PERSINGER, LISA ROOSEVELT ELEMENTARY	SR OFFICE SPECIALIST 8 HRS/10 MO/RANGE: 25 STEP: A	1/21/09
PURUCKER, JUSTIN MALIBU HIGH SCHOOL	INST ASST - SPECIAL ED 6 HRS/SY/RANGE: 20 STEP: D	1/26/09
PUTT, MARISA GRANT ELEMENTARY	INST ASST - SPECIAL ED 6 HRS/SY/RANGE: 20 STEP: A	1/14/09
SCHOEN, RUSSELL CHILD DEVELOP SVCS	ACCOUNTING TECHNICIAN 8 HRS/12 MO/RANGE: 29 STEP: A	1/5/09

STERN, ELLEN WEBSTER ELEMENTARY	INST ASST - CLASSROOM 2 HRS/SY/RANGE: 18 STEP: A	1/5/09
VALDIVIA, BRENDA FOOD SVCS/FRANKLIN	CAFETERIA WORKER I 3 HRS/SY/RANGE: 11 STEP: A	1/19/09
WALKER, DESHAYNE MCKINLEY ELEMENTARY	INST ASST - SPECIAL ED 6 HRS/SY/RANGE: 20 STEP: A	1/6/09

**PROMOTION**

FLORES, MARIA SPECIAL EDUCATION	INST ASST - INTENS BEHAV INTERV 6 HRS/SY/RANGE: 26 STEP: C FR: INST ASST-SP ED; 4.5 HRS/SY	<b><u>EFFECTIVE DATE</u></b> 1/19/09
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**RE-APPOINTMENT TO THE BOARD OF EDUCATION**

MECHUR, RALPH BOARD OF EDUCATION	BOARD MEMBER	<b><u>EFFECTIVE DATE</u></b> 12/7/08-12/6/10
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**RE-ELECTION TO THE BOARD OF EDUCATION**

ESCARCE, JOSE BOARD OF EDUCATION	BOARD MEMBER	<b><u>EFFECTIVE DATE</u></b> 12/7/08-12/6/12
LEON-VAZQUEZ, MARIA BOARD OF EDUCATION	BOARD MEMBER	12/7/08-12/6/12

**APPOINTMENT OF COMMISSIONER-RENEWAL**

BRADY, PAM PERSONNEL COMMISSION	PERSONNEL COMMISSIONER	<b><u>EFFECTIVE DATE</u></b> 12/1/08-11/30/11
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**TEMP/ADDITIONAL ASSIGNMENTS**

BEAMAN-JACOBS, SHAREEN PT DUME ELEMENTARY	INST ASST - CLASSROOM	<b><u>EFFECTIVE DATE</u></b> 1/5/09-6/30/09
BERNARD, GREG FACILITY PERMITS	COACHING ASST	12/29/08-1/3/09
BILOTTI, SCOTT MALIBU HIGH SCHOOL	INST ASST - SPECIAL ED	10/1/08-6/30/09
BOLAN, ANETTE SANTA MONICA HS	ADMINISTRATIVE ASST	12/6/08
GARDEA-PEREZ, GUADALUPE SPECIAL EDUCATION	TRANSLATOR	11/13/08-12/14/08
GILBERT, JANET EDUCATIONAL SVCS	OFFICE SPECIALIST	1/20/09-6/30/09
GODINEZ, OCTAVIO OPERATIONS	GARDNER	7/1/08-6/30/09
GUTIERREZ-PRADA, NANCY SANTA MONICA HS	BILINGUAL COMMUNITY LIAISON	10/28/08
MARTIN, CHARLES LINCOLN MIDDLE SCHOOL	CAMPUS SECURITY OFFICER	9/2/08-6/19/09

NUNEZ, SHERRY LINCOLN MIDDLE SCHOOL	CAMPUS SECURITY OFFICER	9/2/08-6/19/09
O'NEIL, JIM MALIBU HIGH SCHOOL	INST ASST - SPECIAL ED	10/1/08-6/30/09
PRECIADO, DANIEL OLYMPIC HIGH SCHOOL	CAMPUS SECURITY OFFICER	1/5/09-6/19/09
PRECIADO, EDWIN FRANKLIN ELEMENTARY	INST ASST - INTENS BEHAV INTER	12/1/08-6/1/09
PRIETO, BRANDI FACILITY PERMITS	INST ASST - PHYSICAL ED	12/29/08-1/3/09
RODRIGUEZ, SARA ROGERS ELEMENTARY	INST ASST - CLASSROOM	1/13/09-6/19/09
SEA, SHANNON ROGERS ELEMENTARY	INST ASST - CLASSROOM	1/13/09-6/19/09

**SUBSTITUTES**

**EFFECTIVE DATE**

ALEXANDER, LEWIS HUMAN RESOURCES	INST ASST - PHYSICAL ED	1/7/09-6/19/09
CAMPOS, ROXANNA CHILD DEVELOP SVCS	CHILDREN CENTER ASST	1/8/09-6/19/09
FERNANDEZ, ANGELICA CHILD DEVELOP SVCS	CHILDREN CENTER ASST	1/8/09-6/19/09
FLORES, ANA FACILITIES MAINT	OFFICE SPECIALIST	1/5/09-6/30/09
GIL, PAOLA EDISON ELEMENTARY	INST ASST - BILINGUAL	1/26/09-6/19/09
HERNANDEZ, WENDY CHILD DEVELOP SVCS	CHILDREN CENTER ASST	1/8/09-6/19/09
HUNGERLAND, MARIA CABRILLO ELEMENTARY	INST ASST - CLASSROOM	1/8/09-6/19/09
LAZO, NOREEN CHILD DEVELOP SVCS	CHILDREN CENTER ASST	1/8/09-6/19/09
SHELTON, JAMES CHILD DEVELOP SVCS	CHILDREN CENTER ASST	1/22/09-6/19/09

**INCREASE IN ASSIGNMENT**

**EFFECTIVE DATE**

MARTINEZ, ISABEL PINE STREET	INST ASST - SPECIAL ED 4.5 HRS/SY FR: 3.5 HRS/SY	11/25/08
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**INVOLUNTARY TRANSFER IN LIEU OF LAYOFF/REDUCTION OF HOURS**

**EFFECTIVE DATE**

DIAZ, EVELYN EDISON ELEMENTARY	INST ASST - BILINGUAL 3.5 HRS/SY FR: 3.5 HRS/SY/ROGERS ELEMENTARY	1/26/09
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**INVOLUNTARY TRANSFER**

		<b><u>EFFECTIVE DATE</u></b>
ASRIYAN, ARAMAS LINCOLN MS	CUSTODIAN 8 HRS/12 MO FR: 8 HRS/12 MO/OPERATIONS	1/16/09
DOTY, KENNETH OPERATIONS	CUSTODIAN 8 HRS/12 MO FR: 8 HRS/12 MO/LINCOLN MS	1/16/09
GRANIERI, BROOKE ROOSEVELT ELEMENTARY	INST ASST - SPECIAL ED 6 HRS/SY FR: 6 HRS/SY/GRANT ELEMENTARY	12/19/08

**VOLUNTARY TRANSFER**

		<b><u>EFFECTIVE DATE</u></b>
MASHKOVICH, JANE FRANKLIN ELEMENTARY	INST ASST - SPECIAL ED 6 HRS/SY FR: 6 HRS/SY/SANTA MONICA HS	1/19/09

**LEAVE OF ABSENCE (PAID)**

		<b><u>EFFECTIVE DATE</u></b>
ALANIZ, FEDERICO FOOD SVCS	STOCK/DELIVERY CLERK MEDICAL	1/6/09-1/19/09
BELL, MICHAEL OPERATIONS	EQUIPMENT OPERATOR MILITARY	1/19/09-1/23/09
CASILLAS, VERONICA SANTA MONICA HS	STUDENT OUTREACH SPEC MEDICAL	12/8/08-1/5/09
CRUZ, MARY FOOD SVCS	CAFETERIA WORKER I MEDICAL	11/24/08-1/15/09
GUZMAN, MARIANA FOOD SVCS	CAFETERIA WORKER I MEDICAL	12/26/08-2/23/09
HUGHES, CLARENCE MAINTENANCE	UTILITY WORKER MEDICAL	12/20/08-1/13/09
JOHNSON, MAYRA CHILD DEVELOP SVCS	BILINGUAL COMMUNITY LIAISON MEDICAL MATERNITY	1/10/09-1/25/09
MARES, JOSE OPERATIONS	LEAD PERSON, GROUNDS MEDICAL	1/7/09-1/23/09
PROSSER, CLEVELAND FACILITIES	MANAGER, FACILITIES/GROUNDS	12/10/08-1/12/09
SMITH, ZEKIA CHILD DEVELOP SVCS	CHILDREN CENTER ASST MEDICAL MATERNITY	8/29/08-12/8/08
SULLIVAN, BRIANNA GRANT ELEMENTARY	INST ASST - CLASSROOM MEDICAL	12/29/08-2/1/09
TINZLEY, CHRISTINA TRANSPORTATION	BUS DRIVER MEDICAL MATERNITY	1/6/09-2/2/09
VARGAS, CYNTHIA MCKINLEY ELEMENTARY	INST ASST - SPECIAL ED MEDICAL MATERNITY	1/13/09-2/26/09



WALKER, SHERI FOOD SVCS	CAFETERIA WORKER I MEDICAL	1/5/09-2/14/09
YBARRA, JENNIFER CHILD DEVELOP SVCS	CHILDREN CENTER ASST MEDICAL MATERNITY [change of return date from 11/20/08 Agenda]	10/29/08-1/4/09

**PROFESSIONAL GROWTH**

BROOKS, LATRICIA ROOSEVELT ELEMENTARY	INST ASST - SPECIAL ED	<b><u>EFFECTIVE DATE</u></b> 2/1/09
BUNAYOG, JESSE FISCAL SVCS	ACCOUNTANT	2/1/09
BURNHAM, REX'ANNE CHILD DEVELOP SVCS	INST ASST - SPECIAL ED	2/1/09
CASILLAS, VERONICA SANTA MONICA HS	STUDENT OUTREACH SPECIALIST	2/1/09
ISLAS, HAYDEE CDS/GRANT ELEMENTARY	CHILDREN CENTER ASST	2/1/09
PEREZ, ELENA FISCAL SVCS	ACCOUNTANT	2/1/09
SYMONS, ALYSON ROOSEVELT ELEMENTARY	INST ASST - SPECIAL ED	2/1/09

**WORKING OUT OF CLASS**

BOTT, MICHAEL FACILITIES MAINT	MAINTENANCE SUPERVISOR FR: LEAD PERSON, BLDG TRADES	<b><u>EFFECTIVE DATE</u></b> 1/5/09-5/15/09
CASTRO, ESPERANZA FOOD SVCS/ADAMS	SITE COORDINATOR FR: CAFETERIA WORKER II	1/9/09-5/8/09
DAVIS, JEFFREY OPERATIONS	PLANT MANAGER FR: CARPENTER	1/12/09-1/21/09
GONZALEZ, HECTOR OPERATIONS	LEADPERSON, GROUNDS FR: SPRINKLER REPAIR TECH	1/8/09-1/20/09
HYATT, VIRGINIA BUSINESS SVCS	DIR, FACILITY IMPROVMNT FR: DIR, PURCHASING	1/1/09-3/31/09
MARMOLEJO, DAVID INFO SVCS	TELEPHONE SYS/COMPUTER EQUIP FR: TECH SUPPORT ASST	1/13/09-5/22/09
MOORE, SANDRA FOOD SVCS/EDISON	CAFETERIA WORKER II FR: CAFETERIA WORKER I	1/9/09-5/8/09
SUGARS, CURTIS FACILITIES MAINT	MANAGER, FACILITY/GROUNDS FR: PLANT MANAGER	12/19/08-4/30/09

**ABOLISHMENT OF POSITION**

CHILDREN CENTER ASST 3.5 HRS/SY; PINE STREET	<b><u>EFFECTIVE DATE</u></b> 12/1/08
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**LAYOFF/REDUCTION OF HOURS**

		<b><u>EFFECTIVE DATE</u></b>
6254-006-08	INST ASST - CLASSROOM	1/26/09
ROGERS ELEMENTARY	3 HRS/SY	
	FR: 3.5 HRS/SY	
	[change in effective date from 11/6/08]	

**RESCIND LAYOFF**

		<b><u>EFFECTIVE DATE</u></b>
6509-001-08	INST ASST - BILINGUAL	1/26/09
EDISON ELEMENTARY		

**DISQUALIFICATION FROM PROBATION**

		<b><u>EFFECTIVE DATE</u></b>
1076-070-08	INST ASST - SPECIAL ED	2/6/09
ROOSEVELT ELEMENTARY		

**TERMINATION DUE TO EXHAUSTION OF ALL PAID LEAVES**

		<b><u>EFFECTIVE DATE</u></b>
(39-MONTH MEDICAL REEMPLOYMENT LIST)		
1692-040-08	INST ASST - SPECIAL ED	2/26/09
MCKINLEY ELEMENTARY		

**RESIGNATION**

		<b><u>EFFECTIVE DATE</u></b>
GIL, PAOLA	INST ASST - BILINGUAL	1/23/09
EDISON ELEMENTARY		
GOMEZ, TIFFANY	CHILDREN CENTER ASST	1/30/09
CHILD DEVELOP/EDISON		

MOTION MADE BY:  
SECONDED BY:  
STUDENT ADVISORY VOTE:  
AYES:  
NOES:

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/05/09

FROM: TIM CUNEO / WILBERT YOUNG

RE: CLASSIFIED PERSONNEL - NON-MERIT

RECOMMENDATION NO. A.26

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 schedules.

**CHILD CARE ASSISTANT**

COSIO, ROCIO	ADULT EDUCATION	1/5/09-6/12/09
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**COACHING ASSISTANT**

ONOUYE, ERIC	SANTA MONICA HS	1/5/09-6/30/09
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**NOON SUPERVISION**

AGUIRRE, AMANDA	ROOSEVELT ELEMENTARY	1/5/09-6/19/09
GUIRQUIS, RAMEZ	WEBSTER ELEMENTARY	1/1/09-6/19/09
LEGUIZAMON, MILAGROS	ROGERS ELEMENTARY	12/19/08-6/19/09
MIKHAIL, CHRISTINE	WEBSTER ELEMENTARY	1/8/09-6/19/09
PAPPS, SAMANTHA	FRANKLIN ELEMENTARY	1/5/09-6/19/09
VHALIA, VIVIANI	ROGERS ELEMENTARY	1/6/09-6/19/09

**STUDENT WORKER - WORKABILITY**

CAMPOS, MONICA	SANTA MONICA HS	10/14/08-6/30/11
CRAWFORD, REID	OLYMPIC HIGH SCHOOL	10/1/08-6/30/09
MILANESI, ROBERT	SANTA MONICA HS	12/3/08-6/30/10
ROMO, JOSUE	SANTA MONICA HS	10/1/08-6/30/10

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

TO: BOARD OF EDUCATION

ACTION/MAJOR

02/05/09

FROM: TIM CUNEO / JANECE L. MAEZ

RE: REVIEW POLICY 3511.1 - INTEGRATED WASTE MANAGEMENT

RECOMMENDATION NO. A.27

It is requested that the Board of Education adopt Board Policy 3511.1 - Integrated Waste Management. While the District has a variety of waste management or recycling efforts in place there is no written policy statement directing staff. The attached new policy, as recommended by CSBA, is being presented for Board consideration. CSBA also provides an Administrative Regulation for districts to consider. A copy of the regulation is attached for the Board's information.

COMMENT: California school districts dispose of large amounts of waste (approximately 763,817 tons per year). These wastes represent a significant loss of natural resources and school district funds, as well as a potential threat to student/staff health and the environment. To be responsible stewards of environmental quality, school districts should review processes and operations, and even curriculum choices. They should evaluate the economic, educational, and environmental benefits of implementing an effective waste reduction program.

Incorporating waste reduction as part of the school district's overall way of doing business can provide a number of important benefits:

- Reduced disposal costs.
- Improved worker safety.
- Reduced long-term liability.
- Increased efficiency of school operations.
- Decreased associated purchasing costs.

*(Continued on next page)*

School district waste reduction programs also foster student achievement by transforming the school environment into a laboratory for learning and providing numerous opportunities for investigation through [environment-based education](#).

The California Integrated Waste Management Act requires that all California cities and counties reduce solid waste generation by 50 percent. School districts can play a critical role in a city or county's ability to realize this goal. As a result, a school district's host city or county is a natural partner in the evaluation of the existing waste management infrastructure and the development of a comprehensive district wide waste reduction program. The Santa Monica Malibu Unified School District is fortunate to be located within communities that actively and aggressively promote and support recycling efforts.

During the staff report on this item the focus will be recycling efforts at the District Office. Staff will describe current practices and report on how recycling efforts might be improved. Additionally, staff will present a brief description of what is occurring at individual school sites.

Attached:

- Board Policy 3511.1 - Integrated Waste Management
- Administrative Regulation 3511.1 - Integrated Waste Management (for board information)

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

THIS IS A NEW BOARD POLICY

<u>NUMBER</u>	<u>ARTICLE</u>	<u>TITLE</u>
3515.1	Business and Operations	Integrated Waste Management

<u>SUBTOPIC</u>	<u>POLICY</u>	<u>REGULATION</u>	<u>EXHIBIT</u>
	X		

DETAIL

The Governing Board believes that the conservation of water, energy and other natural resources as well as the protection of the environment are essential to the health and well-being of the community. The Superintendent or designee shall develop an integrated waste management program to reduce waste, conserve natural resources and protect the environment.

The program shall include specific strategies designed to help the district reduce waste generation and improve efficiency in using natural resources in all areas of its operations.

The Superintendent or designee may collaborate with city, county and state agencies in developing and implementing the district's integrated waste management program.

The Superintendent or designee shall make every effort to identify funding opportunities for the district's integrated waste management program including applying for available grants or other cost-reducing incentives.

The Superintendent or designee shall provide appropriate training opportunities to students and staff regarding the benefits and methods of conserving natural resources and protecting the environment.

REFERENCE

Legal Reference:

EDUCATION CODE

32370-32376 Recycling paper

33541 Environmental education

PUBLIC RESOURCES CODE

25410-25421 Energy conservation assistance

40050-40063 Integrated waste management act

41780 Waste diversion

42620-42622 Source reduction and recycling programs

42630-42647 Schoolsite source reduction and recycling

MANAGEMENT RESOURCES

CIWMB PUBLICATIONS

A District-wide Approach to Recycling- -A Guide for School Districts, Pub. # 500-94-009

Seeing Green through Waste Prevention - - A Guide for School Districts, Pub. # 500-94-010  
Going Beyond Recycling, Buying Recycled - - A Guide for School Districts, Pub. # 322-95-001  
Reusable School News  
WEB SITES  
CSBA: <http://www.csba.org>  
California Integrated Waste Management Board:  
<http://www.ciwmb.ca.gov>  
California Division of State Architect: <http://www.dsa.ca.gov>  
California Energy Commission: <http://www.energy.ca.gov>  
California Environmental Protection Agency:  
<http://www.calepa.ca.gov>  
U.S. EPA: <http://www.epa.gov>

**ADOPTED**  
XXXXXX

**REVISED**

**CSBA DATE**  
November 2001

THIS IS A **NEW ADMINISTRATIVE REGULATION**

<u>NUMBER</u>	<u>ARTICLE</u>	<u>TITLE</u>
3515.1	Business and Operations	Integrated Waste Management

<u>SUBTOPIC</u>	<u>POLICY</u>	<u>REGULATION</u>	<u>EXHIBIT</u>
		X	

**DETAIL**

To ensure efficient utilization of natural and material resources, the Superintendent or designee shall work towards instituting the following measures and/or practices:

Reduce waste generation by reducing the consumption of disposable materials, composting of organic materials and fully utilizing all materials prior to disposal.

Recycle materials such as paper, glass, plastic, and aluminum, and minimize the use of non-biodegradable products.

Prefer recycled and other environmentally preferable products when procuring materials for use in district schools and buildings or contracting for the construction or modernization of any district building.

Work with vendors and contractors to use packaging and delivery materials that generate less waste.

Work with city, county, or other government agencies to locate markets for the district's reusable and recyclable materials.

**CSBA DATE:** November 2001

**APPROVAL**



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## **MAJOR ITEMS**

TO: BOARD OF EDUCATION

ACTION/MAJOR

02/05/09

FROM: TIM CUNEO

RE: ADOPT RESOLUTION NO. 08-13 - IN HONOR OF BLACK HISTORY  
MONTH

RECOMMENDATION NO. A.28

It is recommended that the Board of Education adopt Resolution  
No. 08-13 - In Honor of Black History Month.

COMMENTS: In 1976, February was designated as Black History  
Month. This resolution honors the achievements and  
contributions of African-American citizens in the  
United States.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

**Santa Monica-Malibu Unified School District  
Board of Education**

**Resolution No. 08-13  
In Honor of Black History Month**

**Whereas**, Carter G. Woodson, noted Black scholar, historian and son of former slaves, founded the Association for the Study of Negro Life and History in 1915, which was later renamed the Association for the Study of African American Life and History; and

**Whereas**, Dr. Woodson initiated Black History Week on February 12, 1926 and which for many years was celebrated by Black people in the United States on the 2nd week of February (chosen so as to coincide with the birthdays of Frederick Douglass and Abraham Lincoln); and

**Whereas**, in 1976, as part of the nation's Bicentennial, Black History Week was expanded and February was established as Black History Month, and is now widely observed; and

**Whereas**, it is important to understand the different origins, cultures and heritages of all Americans, and recognize that the history of African Americans in this country is part of our shared collective American story; and

**Whereas**, Black History month is a time to recognize and honor the many achievements of Black Americans and to acknowledge the scope of their contributions to the United States of America, as well as the important and vital roles this group has played in our Nation's development and history; and

**Whereas**, it is entirely fitting that society should develop a full appreciation of the innumerable accomplishments of African-Americans, and public education can work to achieve this by committing students to a full review and assessment of the great contributions by African Americans to the arts, sciences, literature, economic development, education, exploration, defense and leadership and growth of this Nation; and

**Whereas**, even as civil rights laws have given legal consequences to overt discriminatory practices and racial intolerance, only through education can attitudes be changed and ignorance eliminated; and

**Whereas**, Black History Month seeks to bridge the gap wherein American history failed to accurately portray and record the achievements of Black Americans; and

**Whereas**, learning from the struggles and accomplishments of others helps strengthen our bond as a national family:

**NOW, THEREFORE, BE IT RESOLVED** that the Santa Monica-Malibu Unified School District Board of Education does hereby adopt this Resolution to encourage: the celebration of BLACK HISTORY MONTH; the instruction to our students on the achievements and contributions of Black citizens; fostering in our students a greater understanding of the roles African Americans have played throughout the history of our Nation; and helping all students understand their responsibilities in protecting and preserving the humanity of all people.

**Passed and Adopted** this 5<sup>th</sup> Day of February 2009 by the Santa Monica-Malibu Unified School District Board of Education by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

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Ralph Mechur  
Board President

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Tim Cuneo  
Superintendent

TO: BOARD OF EDUCATION

ACTION/MAJOR

02/05/09

FROM: RALPH MECHUR / BARRY SNELL

RE: APPOINTMENT OF SUPERINTENDENT - TIM CUNEO

RECOMMENDATION NO. A.29

It is recommended that the Board of Education appoint Mr. Tim Cuneo as Superintendent of the Santa Monica-Malibu Unified School District effective on February 1, 2009, through June 30, 2011.

COMMENT: At a special meeting on July 10, 2008, the Board of Education approved the selection of Tim Cuneo as Interim Superintendent.

The terms of the contract are being finalized and will return for board approval at a future meeting. Once approved, a copy of the contract will be available in the Superintendent's Office.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

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## **DISCUSSION ITEMS**

TO: BOARD OF EDUCATION

DISCUSSION

02/05/09

FROM: TIM CUNEO / JANECE L. MAEZ / VIRGINIA I. HYATT

RE: MALIBU MIDDLE SCHOOL AND HIGH SCHOOL CAMPUS  
IMPROVEMENTS PROJECT - MEASURE BB PROGRAM

DISCUSSION ITEM NO. D.01

As part of the Measure BB program, the Malibu Middle School and High School Campus Improvement Project was most recently presented to the Board and reviewed at the Measure BB Workshop on December 17, 2008. The scope of the project at that time was unchanged from the original concept developed earlier and in subsequent reviews with the Site Building Committee and Measure BB Committee for Design Review.

Based in part on questions and concerns raised by the Malibu community in response to the Notice of Preparation/Initial Study issued in the fall of 2008, the Board approved proceeding with a series of public meetings intended to more fully explain the project details, gain public and agency input, and provide further guidance to the project team, staff, site building committee, Measure BB committee and other participants towards improving the project design and mitigating potential environmental impacts.

Public meetings have been completed on the following topics:

September 24, 2008	Notice of Preparation/Initial Study, Scoping Meeting
December 8, 2008	General Project Information
December 14, 2008	Traffic and Parking
January 14, 2009	Athletic Facilities and Field Lighting
January 27, 2009	Project Design and Sustainability

*(Continued on next page)*

To date, over 40 written comments and e-mails have been received from neighboring residents, community groups, public agencies, and other organizations. A total of over 150 members of the public, school community and public agency staff have participated in the 5 public meetings including over 70 speakers. Over two dozen focus workshops on project issues have been held.

Today's discussion item and related presentation is intended to bring the public and the Board up-to-date on these efforts as well as highlight the public and agency input received. It is anticipated that staff will return to the March 5 Board Meeting with specific scope and budget recommendations especially as related to traffic and parking.



TO: BOARD OF EDUCATION

DISCUSSION

02/05/09

FROM: TIM CUNEO / MICHAEL D. MATTHEWS / LAUREL SCHMIDT

RE: REVIEW BOARD POLICY 5117 - INTERDISTRICT ATTENDANCE

DISCUSSION ITEM NO. D.02

It is recommended that the Board of Education review Board Policy 5117 - Interdistrict Attendance to determine parameters and priorities for accepting interdistrict permit requests for the 2009-10 school year. Staff also recommends that in an effort to provide enrollment stability, the board renew the policy and exceptions that were approved for the current school year for the 2009-10 school year.

Specifically, the board policy changes that were adopted for the 2008-09 year include:

- Retention of 2002 moratorium on the receipt of new interdistrict permits (Section E)
- Grade levels for which new interdistrict permits will be accepted (Section E1)  
*Currently: K-8 in Santa Monica and K-12 in Malibu.*
- Schools that may not accept new interdistrict permit students (Sections E3 & F5)  
*Currently: Olympic High School does not accept new permits and Santa Monica High School only considers new interdistrict permits from priority categories.*
- Maximum number of new permits that may be accepted (Section E4)  
*Currently: 200 new students.*
- Groups that have priority status for enrollment (Section F1-6)  
*Currently: Parents who are employed by SMMUSD, the cities of Malibu and Santa Monica or Santa Monica College, and siblings of students already on permit.*

Attached:

- Board Policy 5117 - Interdistrict Attendance

**THIS IS AN EXISTING BOARD POLICY**

<b><u>NUMBER</u></b> 5117	<b><u>ARTICLE</u></b> Students	<b><u>TITLE</u></b> Interdistrict Attendance	
<b><u>SUBTOPIC</u></b> Attendance	<b><u>POLICY</u></b> X	<b><u>REGULATION</u></b>	<b><u>EXHIBIT</u></b>

DETAIL

A. Although students generally must attend school in the district and school where their residence has been established, the Santa Monica-Malibu School District Governing Board recognizes justifiable reasons for interdistrict permits. Upon request, the Superintendent or designee may accept students from other districts and may allow students who live within the District to transfer to another school within the District or out of the District.

Beginning with the 2005-06 school year permits will be issued on a year-to-year basis. Parents must reapply and be accepted for continued attendance each year. Students enrolled prior to the 2005-06 school year on a PERT or DERT permit will not be affected by this change.

Involuntary loss of housing resulting from: apartments being removed from the rental market (Ellis Act), buildings being red-tagged, or evictions to accommodate owner-occupancy should not interfere with a child completing his/her education in the Santa Monica Malibu Unified School District. The permit office will require the applicant to obtain verification from the Rent Control Department or other appropriate legal agency. These students will be allowed to remain in their schools for the remainder of the year in which their housing has been lost. In addition, they will be allowed to remain in SMMUSD as permit students in subsequent years provided they meet all the conditions of students attending SMMUSD on permit, and they reapply annually. The Ellis Act allows California apartment owners to evict tenants if the landlords intend to withdraw their units from the rental market.

SMMUSD students in good standing who were residents of Santa Monica or Malibu during the 2001-2002 school year, and subsequently move to another city, will be allowed to remain in the Santa Monica-Malibu School district as permit students, upon receiving a permit from their district of residence and meeting all the conditions of students attending Santa Monica-Malibu Unified School District on a permit.

B. Permits of this type are to be initiated by the student's parent or guardian who attests to the fact or shows evidence that the permit would be in the student's best interests. Cancellation of the permit shall occur if certain provisions are

not adhered to by the student or parent/guardian, or if overcrowding should occur at the school of acceptance.

C. The Board is committed to providing a quality education for all District students legally enrolled and will provide fair and consistent treatment for students and parent/guardians regardless of their residence or permit status. All applications for a permit will be treated in a fair and consistent manner.

D. Final approval of permits for all students, including students needing specialized programs, such as GATE, special education, ELL, etc., shall rest at the District and shall be contingent upon space, budget and staff availability. The District will not pay excess costs to provide specialized services to students on permit.

E. Except for the conditions listed below, effective September 2002, there will be a moratorium on the receipt of all new interdistrict attendance permits for schools in the Santa Monica-Malibu Unified School District. This moratorium shall continue through the 2008-2009 school year with the following exceptions:

1. The District will accept applications for interdistrict permits to attend schools in the City of Santa Monica for grades K through 8 in order to stabilize the current number of interdistrict permit students in the District. Permits will be granted per the language of section D. above.

2. Requests for new interdistrict permits will be accepted for all schools in the City of Malibu. Permits will be granted per the language of section D. above.

3. No permits will be granted to attend Olympic High School.

4. The total number of all new interdistrict permits that will be accepted and approved for the 2008-2009 school year will not exceed 200 for the District. Permits will be granted per the language of section D. above.

5. All students currently attending on an interdistrict permit will be allowed to remain in the District until they leave or graduate, assuming that they: reapply for a permit annually and comply with all the application requirements; uphold appropriate standards of behavior, attendance, and academic effort, and that the conditions under which the current permit was granted have not changed.

6. Guidelines previously applied to SMASH, Edison, including the immersion program through Grade 8, and our preschools will remain in effect.

F. Requests for new permits will be received (granted) in the following order (Based on the timelines identified in Administrative Regulations 5117):

1. Intradistrict permits allowing children who are residents of the cities of Santa Monica and/or Malibu to attend a school other than their neighborhood school;

- It is the intention of the District to provide same-school placement for all siblings in a family once an intradistrict permit has been granted, except in cases where students need a specialized program which is only available on another campus.

2. Interdistrict permits for children of employees of the Santa Monica-Malibu Unified School District [certificated, classified, management, full and part-time (a minimum of 15 hours per week)];

- It is the intention of the District to provide a seat in a District school to all children of District employees who have requested a new interdistrict permit, with the understanding that Section D. will be considered. staff will do its best to accommodate requests for a specific school but will not guarantee requested placement. On-going permit holders are not affected and will continue in the home school being currently attended.

3. If space, staffing and budget permit, staff will do its best to accommodate requests for placement for siblings (of current interdistrict permit holders) who will be entering Kindergarten, 1st, 6th, or 9th Grade. If a permit is received (granted) there is no guarantee of same-school placement. On-going permit holders are not effected and will continue in the home school being currently attended;.

4. If space, staffing and budget permit, interdistrict permits for children of employees of the cities of Malibu or Santa Monica.

5. If space, staffing and budget permit, interdistrict permits for children of full-time, permanent employees of Santa Monica College enrolling in grades K-8 for the 2008-2009 school year, up to:

a) 50 students if the enrollment decline is less than 120.

b) If the decline is more than 120, the number of additional students required to shrink the decline to 120.

No permits will be issued in this category at the high school level.

6. If space, staffing and budget permit, for those students "in good standing" who have been attending school/s within SMMUSD as a resident of the District, for a minimum period of three complete school years, and subsequently relocate outside the boundaries of SMMUSD. Permits will be granted per the language of section D. above.

#### **REFERENCE**

##### **LEGAL REFERENCE:**

##### **EDUCATION CODE**

46600-46611 Interdistrict attendance agreements  
48204 Residency requirements for school attendance  
48915 Expulsion; particular circumstances  
48915.1 Expelled individuals: enrollment in another district  
48918 Rules governing expulsion procedures  
48980 Notice at beginning of term  
52317 Admission of persons including nonresidents to attendance area; workers' compensation for pupils

##### **ADOPTED**

January 27, 1994

##### **REVISED**

February 21, 2008

June 7, 2007

June 15, 2006

November 17, 2005

February 17, 2005

February 20, 2003

November 21, 2002

##### **CSBA DATE**

February 1995

#### **DISTRICT GOAL**

TO: BOARD OF EDUCATION

DISCUSSION

02/05/09

FROM: TIM CUNEO / JANECE L. MAEZ

RE: CONSIDERATIONS REGARDING DEVELOPMENT OF THE DISTRICT'S  
2009-10 BUDGET

DISCUSSION ITEM NO. D.03

This report has been prepared in order to provide members of the Board of Education a continuing opportunity for discussion regarding development of the District's 2009-10 Budget.

During the development of the 2008-09 Budget, the Board of Education was presented six Policy areas to consider. These areas continue to be important as we develop future budgets.

- **Review of *SMMUSD Vision Statement and Student Outcomes* (Attachment A)**
- **Review of *Principles for Guiding Future Budgetary Decisions* (Attachment B)**
- **Review of *2009-10 Budget Assumption and Staffing Guidelines* (to be presented at the meeting)**

In conjunction with those Guidelines, reductions in staffing will continue to occur as enrollment declines and other opportunities for administrative or operational changes become available.

- **Continue to achieve budgetary savings and recognize the necessity for ongoing budgetary reductions.**

Based on all current budgetary indicators, there is a necessity for ongoing budget reductions. Activities in this area are anticipated to intensify beginning with the 2008-09 Budget and continuing for the next several years. The serious budget deficits at the State level will have a significant impact on the Santa Monica-Malibu Unified School District. The deficit to our revenue limit will exceed 16% next year. It is anticipated that the District will need to reduce expenditures in our General Fund by 10% over the next 18 months.

(Continued on next page)

➤ **Use of District Categorical Program Funding and District "Other Funds"**

Monitor the current and potential availability of categorical program funding and other District funds to help retain important core instructional programs and/or moderate the level of program reductions that would otherwise occur. Explore all flexibility options by the State to support high priority programs.

➤ **Explore ways to reduce the financial impact of the continuing decline in student enrollment.**

Looking ahead to 2009-10, 2010-11, and 2011-12

As we begin discussions for development of the 2009-10 District Budget, there comes the necessity for a new three-year budgetary strategy (2009-10 through 2011-12). This strategy must ensure the long-term financial health of the District. In this regard, it is prudent to begin a budgetary "look ahead" to consider possible changes that may be required beginning in 2009-10.

Impact of the Governor's Proposed Budget for 2009-10 on K-12 Education Funding

California faces an estimated \$40 billion deficit at the end of 2009-10, absent correcting actions. To resolve this, the Governor is proposing serious cuts to public education. Those reductions will begin in the current fiscal year and become deeper in the following years. Although Cost of Living Adjustments (COLAs) are applied to District revenues, the deficit applied in that calculation exceeds the COLA and school districts fall further behind. While the proposed budget provides flexibility, those are only one-time solutions to an ongoing problem. Using Reserve Balance or Deferred Maintenance flexibility is one-time in nature, and only postpones the need for reductions. SMMUSD is positioned better than many districts to weather this crisis due to reserves in excess of State minimums. With careful planning, the District can spread changes over a longer period of time. We must always be mindful that reserves are also one-time resources and should be used very cautiously.

*(Continued on next page)*

#### Multi-Year Financial Projection

The District's Multi-Year Financial Projection (*MYFP*) is periodically revised to reflect the most current information. The income and expenditure estimates used in conjunction with the preparation of the 2<sup>nd</sup> Interim Financial Report will be made available in the near future. An update of the MYFP reflecting the income and expenditure estimates through 2011-12 will be presented to the Board of Education at this meeting and again with the 2<sup>nd</sup> Interim Report.

#### 2009-10 Budget Development Calendar

The proposed calendar for development of the SMMUSD 2009-10 Budget is included as attachment C.

#### 2009-10 Budget Assumptions, Staffing Guidelines and Potential Reductions

These will be presented by staff at the meeting.



## **SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT VISION STATEMENT AND STUDENT OUTCOMES**

### **Vision Statement**

As a community of learners, the Santa Monica-Malibu Unified School District works together in a nurturing environment to help students be visionary, versatile thinkers; resourceful, life-long learners; effective, multilingual communicators and global citizens. We are a richly varied community that values the contributions of all its members. We exist to prepare *all* students in their pursuit of academic achievement and personal health and to support and encourage them in their development of intellectual, artistic, technological, physical and social expression.

### **Student Outcomes**

All SMMUSD students will graduate as individuals who are:

1. **VISIONARY, VERSATILE LEARNERS** who recognize and solve complex problems through reflection, informed risk-taking, critical evaluation and artistic exploration.
2. **THINKERS** who are resourceful and have a working knowledge and appreciation of academics, aesthetics, personal wellness and self, as well as an understanding of and respect for the needs of others.
3. **GLOBAL CITIZENS** who value their richly-varied world and act to sustain the natural environment by participating in democratic processes through ethical, informed decision-making.
4. **LIFE-LONG LEARNERS** who, individually and in collaboration with others, are intrinsically motivated to pursue their personal bests and attain meaningful, productive lives.
5. **EFFECTIVE, MULTILINGUAL COMMUNICATORS** who use verbal, written, mathematical, artistic and technological languages to give, receive, value and process information.

*Board Adopted 09/25/07*

**SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT**

**PRINCIPLES FOR GUIDING FUTURE BUDGETARY DECISIONS**

- Maintain a balance between current and future-year income and expenditures so as to ensure the long-term financial integrity of the District.
- Recognize that the highest financial priority is directly related to improving student achievement.
- Instructional and support service programs shall be aligned with Board of Education identified goals and priorities.
- Maintain competitive salaries and benefits that will enable the District to attract and retain an excellent teaching and support service staff.
- Recognize that some programs and services may need to be reduced or eliminated. Regularly evaluate all programs and services for cost effectiveness.
- Consistent with the need for standardization, align resource distribution with accountability for student achievement....the greater the degree of accountability, the more direct control the school site should have over the distribution of funding.
- Work to reduce/eliminate the financial impact (encroachment) that various categorical and incentive programs have on the General Fund.
- Recognize that an adequate infrastructure is needed in order to provide a high level of programs and services.
- Ensure that the District is in compliance with state and federal mandates.

**SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT  
2009-10 BUDGET DEVELOPMENT CALENDAR**

December 11, 2008	1 <sup>st</sup> Interim Financial Report (2008-09) for the period ending October 31, 2008 presented to the Board of Education – BOE regular meeting
January 9, 2009	The Governor presented the 2008-09 Proposed State Budget to the Legislature
January 15, 2009	Presentation of Enrollment Projections, Permit Policy and an “Early Tell” incentive – BOE regular meeting
February 5, 2009	Initial Board review and discussion of the Governor’s proposed budget for 2009-10 – BOE regular meeting
February 5, 2009	Budget planning information and calendar presented to the Board of Education – BOE regular meeting
February 19, 2009	Budget development activities as scheduled by the Board of Education – BOE regular meeting
March 5, 2009	Budget development activities as scheduled by the Board of Education – BOE regular meeting
March 5, 2009	2 <sup>nd</sup> Interim Financial Report (2008-09) for the period ending January 31, 2009 presented to the Board of Education – BOE regular meeting
March 19, 2009	Budget development activities as scheduled by the Board of Education – BOE regular meeting
March 2009 TBD	Board of Education Budget Study Session
April 2, 2009	Budget development activities as scheduled by the Board of Education – BOE regular meeting
April 23, 2009	Budget development activities as scheduled by the Board of Education – BOE regular meeting
June 4, 2009	Proposed 2009-10 District Budget presented to the Board of Education – BOE regular meeting
June 22-25, 2009	Proposed 2008-09 District Budget placed on display for public review
June 25, 2009	The Board of Education conducts a public hearing and approves the 2009-10 District Budget – BOE regular meeting
June 26, 2009	Business Services files the 2009-10 District Budget with the Los Angeles County Office of Education

TO: BOARD OF EDUCATION

DISCUSSION

02/05/09

FROM: TIM CUNEO / MICHAEL D. MATTHEWS

RE: BOARD POLICY REVIEW PROCESS

DISCUSSION ITEM NO. D.04

At its December 11 meeting, the Board of Education began discussing the process for reviewing and approving any changes to policies following an extensive policy review process with the California School Board Association (CSBA). On December 11, it was suggested that board members be assigned to certain policies, allowing them to be the designated "experts" on specific policies during discussions with fellow board members. It was also determined on December 11 that the previously suggested meeting dates did not work with board members' schedules. The following page lists revised dates for special board meetings during which the board will discuss the policies.

Background

There are approximately 400 existing board policies, administrative regulations, and exhibits in the Santa Monica-Malibu Unified School District. The Board of Education regularly has policy updates on the agenda, but there are still many policies that have not been updated. The District has had situations where a board policy should have been updated to stay current with federal law, state law, case law and/or California Education Code.

CSBA has outlined 634 policies, administrative regulations, and exhibits for districts to consider. CSBA is a collaborative group of virtually all of the state's more than 1,000 school districts and county offices of education. CSBA provides guidance to districts throughout California, and one of their areas of expertise is in recommending board policies that are consistent with federal and state laws, and in letting district know how and when they should update those policies.

SMMUSD staff worked with CSBA personnel to update our policies. After three full days of examining current policies and CSBA-recommended policies, and more hours of reviewing those changes, district staff will be recommending a combination of District-approved policies and CSBA-recommended policies. This review process will continue through December, at which time we will send our recommendations to CSBA. CSBA will take those recommendations and provide a recommendation for an entirely updated set of board policies for SMMUSD.

*(Continued on next page)*

CSBA's recommendation, based upon successful experiences with more than 200 districts across the state, is for the Board to (1) delete all existing policies, and (2) adopt the combined previously-approved district policies and staff-recommended CSBA policies. Staff is recommending this course of action and proposes the schedule below for accomplishing this task:

Timeline:

<b>Dates / Activities</b>	<b>Policy #</b>	<b>Policy Description</b>	<b>Board Members Assigned to Become Especially Familiar with Specific Policies</b>
November 12–14, 2008 (Staff review of existing & CSBA policies)			
December 11, 2008 (Board discussion item on policy update process)			
December 31, 2008 (All documents submitted to CSBA)			
March 1, 2009 (Documents returned from CSBA)			
April 30, 2009 (Special Board Meeting)	0000	Philosophy, Goals, Objectives & Comprehensive Plans	Barry Snell Oscar de la Torre Ben Allen
	1000	Community Relations	
	5000	Students	
May 14, 2009 (Special Board Meeting)	2000	Administration	Jose Escarce Kelly Pye
	9000	By-laws of the Board	
	4000	Personnel	
May 28, 2009 (Special Board Meeting)	3000	Business and Non-Instructional Operations	Ralph Mechur Maria Leon-Vazquez
	6000	Instruction	
	7000	Facilities	
July 1, 2009 (New policies online with CSBA with a link to SMMUSD)			

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## **INFORMATION ITEMS**

TO: BOARD OF EDUCATION

INFORMATION

02/05/09

FROM: TIM CUNEO / CHIUNG-SALLY CHOU / PEGGY HARRIS

RE: SUPPLEMENTAL TEXTBOOKS

INFORMATION ITEM NO. I.01

It is recommended that the textbooks listed below be adopted for the Santa Monica-Malibu Unified School District.

COMMENT: In accordance with the Board of Education policy, the textbook(s) listed below will be on public display for the next two weeks in the Educational Services Department at 1638 17<sup>th</sup> Street, Santa Monica, CA 90405.

**Conversational Latin for Oral Proficiency Audio Conversations,**  
By John Traupman for grade 12 at Santa Monica High School.  
Adoption requested by Luke Henderson.

TO: BOARD OF EDUCATION

INFORMATION

02/05/09

FROM: TIM CUNEO / CHIUNG-SALLY CHOU / PEGGY HARRIS

RE: TEXTBOOKS

INFORMATION ITEM NO. I.02

It is recommended that the textbooks listed below be adopted for the Santa Monica-Malibu Unified School District.

COMMENT: In accordance with the Board of Education policy, the textbook(s) listed below will be on public display for the next two weeks in the Educational Services Department at 1638 17<sup>th</sup> Street, Santa Monica, CA 90405.

**Conversational Latin for Oral Proficiency, fourth edition,**  
By John C. Traupman, for grade 12 at Santa Monica High School. Adoption requested by Luke Henderson