

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 19, 2009

A regular meeting of the Santa Monica-Malibu Unified School District Board of Education will be held on **Thursday, February 19, 2009**, in the **Santa Monica City Council Chambers**: 1685 Main Street, Santa Monica, CA. The Board of Education will call the meeting to order at 4:00 p.m. in the Board Conference Room at the District Offices: 1651 16th Street, Santa Monica, CA., 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 Santa Monica City 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 (80):

- Receipt of recommendation for approval of the proposed settlement cases pursuant to GC §54956.9 (b), as cited in the Brown Act (5):
DN-1028-08/09
- Public Employee, to consider appointment, employment pursuant to GC §54957 as cited in the Brown Act (Superintendent). (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 (1 case). (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 (25)

- Workability Program – Jesse Torres and the City of Santa Monica (5)
- Celebration of Presidents’ Day – Students’ Letters to President Obama & Students Reciting Gettysburg Address (10)
- Will Rogers Learning Community (10)

V. APPROVAL OF THE AGENDA

VI. APPROVAL OF MINUTES

A.01 Approval of Minutes1
February 5, 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 (34)

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)

E. Financial Oversight Committee (5)

F. Visual and Performing Arts DAC (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 (75)

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.

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XII. DISCUSSION ITEMS (45)

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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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 st Thursday	2 nd Thursday	3 rd Thursday	4 th 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 th 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
December 22 – 31: Winter Break					
January through June 2009					
January 1 – 2: Winter Break					
January	winter break	1/8* DO	1/15 DO	1/22* DO	*1/8: Special Closed Session *1/22: 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	
April 6-17: Spring Break					
May	5/7 M		5/21 SM		
June	6/4 DO			6/25 DO	Last day of school 6/19

District Office (DO): 1651 16th 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 19, 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
02/15/09

FROM: TIM CUNEO

RE: APPROVAL OF MINUTES

RECOMMENDATION NO. A.01

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

February 5, 2009

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

CONSENT ITEMS

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/15/09

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.

Contractor / Contract Dates	Description	Site	Funding
STAR Education (STAR Inc.) 1/5/09 to 5/30/09 Not to exceed: \$6,414	GATE classes for 4 th & 5 th grades to provide science enrichment	McKinley	01-71400-0-11100-10000-5802-004-4040 (\$2,314) 01-90150-0-11100-10000-5802-004-4040 (\$4,100)
Spirit Series 1/5/09 to 1/23/09 Not to exceed: \$4,000	Provide Buddha Walks and Socrates units to 6 th graders. Series has been implemented for last eight years	Lincoln	01-71400-0-11100-10000-5802-012-4120
Joshua Kaufman, LCSW 1/1/09 to 5/31/09 Not to exceed: \$2,400	To conduct twelve (12) hours of consultation for Santa Monica-Malibu Unified School District, focused on implementation of Cognitive Behavioral Intervention for Trauma in Schools (CBITS)	Pupil Services School Safety	01-66600-0-11100-21000-5802-035-1300
Monjaras & Wisemeyer Group, Inc. 7/1/09 to 6/30/09 <u>Amend Contract</u> <u>Amount:</u> Not to exceed: \$10,500 \$8,000 (Approved on 11/6/08)	To administer interactive process meetings for injured employees	Human Resources	01-00000-0-00000-74000-5802-025-1250
Atkinson, Andelson, Loys, Ruud & Romo 11/1/06 to 10/31/09 <u>Amend Contract</u> <u>Amount:</u> Not to exceed: \$600,000 \$450,000 (Approved on 10/5/06)	To provide legal services for the District	Human Resources	01-00000-0-00000-74000-5802-026-1250

Robert Gilliam Productions 2/1/09 to 6/30/09 Not to exceed: \$10,830	Providing contemporary dance instruction to Malibu Middle and High School students.	Malibu High	01-90830-0-17000-10000-5802-010-4100
Robert Gilliam Productions 2/23/09 to 3/30/09 Not to exceed: \$3,330	Provide six student workshops in dance.	John Adams	01-90830-0-17000-10000-5802-011-4110
STAR Inc. 2/23/09 to 5/21/09 Not to exceed: \$8,730	GATE classes for 4 th & 5th grades in math, architecture and Egyptology.	Franklin	01-90121-0-11100-10000-5802-002-4020 (\$4,176) 01-71400-0-11100-10000-5802-002-4020 (\$4,554)
Robert Gilliam Productions 2/23/09 to 6/30/09 Not to exceed: \$2,500	Teaching a dance class at Olympic High	Olympic	01-90830-0-17000-10000-5802-014-4140
Keygent LLC Tony R. Hsieh 1/1/09 to 6/30/12 Cost: \$80,500 per financing for a not-to-exceed cost of \$241,500	Financial consulting services in connection with the fulfillment of district facility needs	Business Services	Net proceeds of bond sales reflect payment of these fees.
Kendall Planning & Design 2/19/09 to 6/30/09 Not to exceed: \$4,900	Prepare formal DEIR comment letter in response to Expo Phase 2 project.	District	21-00002-0-00000-82000-5802-050-2600

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

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/15/09

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.

School Grade # students	Destination Dates of Trip	Principal/Teacher	Cost Funding Source	Subject	Purpose Of Field Trip
Samohi 9-12 20	San Diego Regional 3/7/09 to 3/8/09	Dr. Pedroza/ T. Sakow, K. Miller, J. Anderson	\$50 per student by parent donation and fundraising	PE	Winter Guard Competition
Samohi 9-12 8	Bay Area Virtual Enterprise Trade Fair & Competitions, Oakland Convention Center 3/7/09 to 03/9/09	Dr. Pedroza/ Teri Jones	\$310 per student by parent donation and fundraising	LA County R.O.P.	To participate in the Virtual Enterprise Trade Fair & Competitions
Samohi 9-12 140	California Literature Experience (UC Santa Barbara) 4/2/09 - 4/6/09	Dr. Pedroza/ P. Barraza, J.Gasperino, D. Bart Bell, G. Runyon, E. Mayoral, A. Trundle	\$600 per student by parent donation and fundraising	Language Arts	To participate in the California Literature Experience
Education al Services 4-5 207	Disneyland, Anaheim, CA 4/1/09	T. Whaley, C. Narain, Elementary Music Teachers, 40 parents	\$80 per student by parent donation and fundraising	Music	To participate in a sightreading workshop with a master conductor as part of the "magic music days".

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/15/09

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.)

<u>NAME</u> Site Account Number Fund – Resource Number	CONFERENCE NAME LOCATION DATE (S)	COST ESTIMATE
<u>DANNELLEY, Bekah</u> Special Ed/District 01-56400-0-00000-39000-5220-041-1400 General Fund- Resource: Medi-Cal Billing Option	Special Education Early Childhood Administrators Project Newport Beach, CA March 3 – 4, 2009	\$600
<u>GATES, Janie</u> Olympic High	Association of California School Administrators Sacramento, CA February 20, 2009 and May 15, 2009	\$0
<u>HO, Pat</u> Fiscal Services 01-00000-0-00000-73100-5220-051-2510 General Fund- Function: Conference & Travel	CASBO Southern Section Spring Workshops Montebello, CA March 6, 2009	\$50
<u>LARIOS, Carmen</u> Human Resources 01-00000-0-0000-74000-5220-025-1250 General Fund- Function: Personnel/Human Resources	HRS Seniority/Longevity Module Downey, CA February 19, 2009	\$40
<u>SAMARGE-POWELL, Susan</u> Human Resources 01-73920-0-11100-21000-5220-035-1300 General Fund- Resource: Teacher Credentialing Block	Demonstrating Program Achievement Norwalk, CA March 9, 2009	\$65
<u>SOLIMAN, Thoraia</u> Purchasing 01-00000-0-00000-75300-5220-055-2550 General Fund- Function: Purchasing	Purchasing Basics (CASBO) Ontario, CA February 25, 2009	\$325

<u>SOLIMAN, Thoraia</u> Purchasing 01-00000-0-00000-75300-5220-055-2550 General Fund- Function: Purchasing	QSS/OASTS Purchasing Seminar Sacramento, CA February 10, 2009	\$650
<u>SOLIMAN, Thoraia</u> Purchasing 01-00000-0-00000-75300-5220-055-2550 General Fund- Function: Purchasing	Job Alike Workshop El Segundo, CA January 23, 2009	\$100

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

Group Conference and Travel: In-State <i>* a complete list of conference participants is on file in the Department of Fiscal Services</i>		
<u>ALLEN, Ben</u> <u>CUNEO, TIM</u> District Office 01-00000-0-00000-71500-5220-020-1200 General Fund- Function: Superintendent	Institute for New & First-Term Board Members Anaheim, CA February 6 – 7, 2009	\$1,000 TOTAL
<u>EDWARDS, Bryant</u> <u>+4 Additional Staff</u> Special Ed/District 01-56400-0-00000-39000-5220-041-1400 General Fund- Resource: Medi-Cal Billing Option	R2K: Research 2009/Building Bridges Between Research and Practice Long Beach, CA February 20 – 21, 2009	\$1,850 TOTAL
<u>GRIEGO, Orlando</u> <u>RICHWINE, Dona</u> Food and Nutrition Services 13-53100-0-00000-37000-5210-057-2570 Cafeteria Fund- Resource: Child Nutrition	Network for a Healthy California Sacramento, CA March 4 – 5, 2009	\$0
<u>MACON, Tristen</u> <u>+3 Additional Staff</u> Ed Services 01-40460-0-19100-1000-5220-035-1300 General Fund- Resource: Title II	Computer Using Educators Palm Springs, CA March 5 – 7, 2009	\$1,800 TOTAL +3 SUBS
<u>WEBB, Suzanne</u> <u>+4 Additional Staff</u> Lincoln Middle 01-73950-0-11100-10000-5220-012-4120 General Fund- Resource: School & Library Impvmnt.	Roadmap to Middle Grades CLMS Annual Conference San Diego, CA March 12 – 15, 2009	\$3,500 TOTAL +4 SUBS

Out-of-State Conferences: Individual		
<u>ROMAN, Bertha</u> Ed Services 01-40350-0-11100-21000-5802-035-1300 General Fund- Resource: Title II Teacher Quality	The Renaissance Learning NEO2 Laptop Forum Phoenix, AZ February 22 – 23, 2009	\$200 TOTAL
<u>MOORE, Judy</u> McKinley Elementary	National Association of School Psychologists Boston, MA February 24 – 27, 2009	\$0

Out-of-State Conferences: Group		
NONE		

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

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/15/09

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

RE: TEXTBOOKS

RECOMMENDATION NO. A.05

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 has on public display for the past two weeks in the Educational Services Department at 1638 17th 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

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/15/09

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

RE: SUPPLEMENTAL TEXTBOOKS

RECOMMENDATION NO. A.06

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 17th 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.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/19/09

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

RE: TRANSFER OF HEAD START APPROPRIATIONS

RECOMMENDATION NO. A.07

It is recommended that the Board of Education approve the request to transfer Head Start savings in Personnel and Staff Development account for FY 2008-2009 as shown below:

FROM:

Psychologist	<24,100>
Clerical (Computer Operator)	<22,300>
Training/Staff Development	< 5,000>
TOTAL SAVINGS	<51,400>

TO:

Teachers - Hourly	10,400
Travel out of Town	1,500
Supplies	32,500
Nutrition	7,000
TOTAL TRANSFER	<51,400>

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/15/09

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
Tobinworld - increase contract	5/28/89	OT	#29-UC09081	\$ 401
The HELP Group (Sunrise) - contract increase	8/14/93	1:1 aide	#3-UC09075	\$ 8,820
Academy of the Advancement of Children with Autism	8/16/95	NPS	#53-UC09249	\$ 37,715

Amount Budgeted NPS 08/09	\$ 1,500,000
Prior Board Authorization as of 02/05/2009	\$ 1,413,968
Balance	\$ 86,032
Positive Adjustment (See Below)	\$ 0
Total Amount for these Contracts	\$ 46,936
Balance	\$ 39,096

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 \$ 0 as of 2/19/09					
NPS	Service Description	Contract Number	Reduce (R) Eliminate (E)	Adjusted Amount	Comment

NPA

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

Nonpublic School/Agency	Student DOB	Service Description	Contract Number	Cost Not to Exceed
WAPADH	1/26/98	AAC assessment	#36-UC09249	\$ 1,050
Can Do Kids	3/23/01	OT assessment	#35-UC09246	\$ 400

Julia Hobbs Speech Pathology	7/28/02	Speech	#34-UC09244	\$ 2,250
Believeability	10/17/00	AT assessment	#33-UC09243	\$ 1,070
Believeability - contract increase	1/10/94	IEP attendance	#31-UC09217	\$ 170
Believeability - contract increase	2/3/97	IEP attendance	#27-UC09148	\$ 110
Believeability - contract increase	7/28/01	IEP attendance	#26-UC09147	\$ 170
Dr. Robert Patterson	8/16/95	Assessment	#37-UC09252	\$ 4,000
Therapy West	8/28/02	Assessment	#38-UC09253	\$ 450

Amount Budgeted NPA 08/09		\$ 1,400,000
Prior Board Authorization as of 02/05/09		\$ 1,233,496
	Balance	\$ 166,504
Positive Adjustment (See Below)		\$ 3,730
Total Amount for these Contracts		\$ 9,670
	Balance	\$ 160,564

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 \$ 3,730 as of 2/19/09					
NPA	Service Description	Contract Number	Reduce (R) Eliminate (E)	Adjusted Amount	Comment
Therapy West	Physical Therapy	#2-UC09103	R	\$ 2880	
Believeability	AT assessment	#11-UC09095	E	\$ 850	

NPA PRE SCHOOL

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

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

Amount Budgeted NPA Pre School 08/09	\$ 100,000
Prior Board Authorization as of 02/05/09	\$ 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
Lisa Ulrich	10/11/02	PT	#41-UC09204	\$ 3650
Laura Meyers	8/14/93	AAC assessment	\$49-UC09247	\$ 1500

Amount Budgeted Instructional Consultants 08/09	\$ 310,000
Prior Board Authorization as of 02/05/09	\$ 497,838
Balance	\$- 187,838
Positive Adjustment (See Below)	\$ 850
 Total Amount for these Contracts	 \$ 5,150
Balance	\$ -192,138

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 \$ 850 as of 2/19/09					
Instructional Consultant	Service Description	Contract Number	Reduce (R) Eliminate (E)	Adjusted Amount	Comment
Believeability	AT assessment	#11-UC09095	E	\$ 850	

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 02/05/09	\$ 19,130
Balance	\$ -4,130
 Total Amount for these Contracts	 \$ 0
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 02/05/09	\$	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
Accommodating Ideas	Various	Translation	#18-UC09245	\$ 500
Pawar Transportation, LLC	8/16/95	Transportation	#19-UC09250	\$ 3,400
Pawar Transportation, LLC	9/13/04	Transportation	#20-UC09251	\$ 9,000

Amount Budgeted Non-Instructional Consultants 08/09	\$	144,000
Prior Board Authorization as of 02/05/09	\$	122,294
Balance	\$	21,706
Positive Adjustment (See Below)	\$	0
Total Amount for these Contracts	\$	500
Balance	\$	21,206

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

Amount Budgeted Legal Services 08/09			\$ 200,000
Prior Board Authorization as of 02/05/09			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

02/15/09

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 28, 2008, through February 10, 2009, for fiscal /09.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/15/09

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 \$14,928.75 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 \$14,928.75 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.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

Current Gifts and Donations 2008/2009

School/Site Account Number	Gift Amount	Equity Fund 15% Contrib.	In-kind Value	Donor	Purpose
JAMS 01-90120-0-00000-00000-8699-011-0000	\$ 425.00 \$ 14.58	\$ 75.00 \$ 2.57		Metro Calvary Church Planet Aid, Inc.	General Supplies and Materials General Supplies and Materials
Adult Education 11-90120-0-00000-00000-8699-090-0000					
Alternative (SMASH) 01-90120-0-00000-00000-8699-009-0000					
Cabrillo 01-90120-0-00000-00000-8699-017-0000					
CDS 12-90120-0-00000-00000-8699-070-0000					
Edison 01-90120-0-00000-00000-8699-001-0000	\$ 42.20	\$ 7.45		Planet Aid, Inc.	General Supplies and Materials
Franklin 01-90120-0-00000-00000-8699-002-0000					
Grant 01-90120-0-00000-00000-8699-003-0000					
Lincoln 01-90120-0-00000-00000-8699-012-0000	\$ 36.68	\$ 6.47			General Supplies and Materials
Malibu High School 01-90120-0-00000-00000-8699-010-0000	\$ 6,213.75 \$ 5,000.00 \$ 480.00 \$ 275.40	\$ - \$ - \$ - \$ 48.60		Malibu PTSA Malibu High School Athletic Booster Various Students Constitutional Rights Foundation	Non-Capital Equipment Coach Assistant, Hourly General Supplies and Materials General Supplies and Materials
McKinley 01-90120-0-00000-00000-8699-004-0000	\$ 300.00	\$ -		Heal The Bay	Field Trip
Muir 01-90120-0-00000-00000-8699-005-0000					
Olympic HS 01-90120-0-00000-00000-8699-014-0000					

Current Gifts and Donations 2008/2009

School/Site Account Number	Gift Amount	Equity Fund 15% Contrib.	In-kind Value	Donor	Purpose
Rogers 01-90120-0-00000-00000-8699-006-0000					
Roosevelt 01-90120-0-00000-00000-8699-007-0000	\$ 340.00	\$ 60.00		Simon A. Sayre	General Supplies and Materials
Samohi 01-90120-0-00000-00000-8699-015-0000	\$ 482.80	\$ -		Various	General Supplies and Materials
	\$ 376.00	\$ -		Various	General Supplies and Materials
	\$ 366.00	\$ -		Various	General Supplies and Materials
	\$ 301.25	\$ -		Various	General Supplies and Materials
	\$ 63.75	\$ 11.25		Edison International	General Supplies and Materials
Barnum Hall 01-91150-0-00000-00000-8699-015-0000					
Pt. Dume Marine Science 01-90120-0-00000-00000-8699-019-0000					
Webster 01-90120-0-00000-00000-8699-008-0000					
Others:					
Superintendent's Office 01-90120-0-00000-00000-8699-020-0000					
Educational Services 01-90120-0-00000-00000-8699-030-0000					
Student & Family Services 01-90120-0-00000-00000-8699-040-0000					
Special Education 01-90120-0-00000-00000-8699-044-0000					
Information Services 01-90120-0-00000-0000-8699-054-0000					
Food and Nutrition Services 01-90120-0-00000-0000-8699-057-0000					
District 01-90120-0-00000-00000-8699-090-0000					
TOTAL	\$ 14,717.41	\$ 211.34	\$ -		

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
JAMS 01-90120-0-00000-00000-8699-011-0000	\$ 261,809.31	\$ 439.58	\$ 77.57	\$ 262,326.46	\$ 4,950.00 \$ 100.00		\$ 4,950.00 \$ 100.00
Adult Education 11-90120-0-00000-00000-8699-090-0000	\$ 3,423.22			\$ 3,423.22			
Alternative (SMASH) 01-90120-0-00000-00000-8699-009-0000							
Cabrillo 01-90120-0-00000-00000-8699-017-0000	\$ 81,699.90			\$ 81,699.90	\$ 13,329.26		\$ 13,329.26
CDS 12-90120-0-00000-00000-8699-070-0000	\$ 1,384.67			\$ 1,384.67	\$ 5,113.00		\$ 5,113.00
Edison 01-90120-0-00000-00000-8699-001-0000	\$ 64,489.36	\$ 42.20	\$ 7.45	\$ 64,539.01	\$ 200.00		\$ 200.00
Franklin 01-90120-0-00000-00000-8699-002-0000	\$ 1,268.17			\$ 1,268.17			
Grant 01-90120-0-00000-00000-8699-003-0000	\$ 3,829.46			\$ 3,829.46	\$ 65.88		\$ 65.88
Lincoln 01-90120-0-00000-00000-8699-012-0000	\$ 43,247.03	\$ 36.68	\$ 6.47	\$ 43,290.18			
Malibu High School 01-90120-0-00000-00000-8699-010-0000 <i>Malibu Shark Fund - Resource #90141</i>	\$ 123,871.95	\$ 11,969.15	\$ 48.60	\$ 135,889.70			
McKinley 01-90120-0-00000-00000-8699-004-0000	\$ 87,458.30	\$ 300.00	\$ -	\$ 87,758.30			
Muir 01-90120-0-00000-00000-8699-005-0000	\$ 65,794.20			\$ 65,794.20			
Olympic HS 01-90120-0-00000-00000-8699-014-0000	\$ 8,666.16			\$ 8,666.16			
Rogers 01-90120-0-00000-00000-8699-006-0000	\$ 84,700.85			\$ 84,700.85	\$ 150.00		\$ 150.00
Roosevelt 01-90120-0-00000-00000-8699-007-0000	\$ 139,182.25	\$ 340.00	\$ 60.00	\$ 139,582.25	\$ 100.00		\$ 100.00
Samohi 01-90120-0-00000-00000-8699-015-0000	\$ 156,707.67	\$ 1,589.80	\$ 11.25	\$ 158,308.72	\$ 5,475.00 \$ 100.00		\$ 5,475.00 \$ 100.00
Pt. Dume Marine Science 01-90120-0-00000-00000-8699-019-0000	\$ 156,306.20			\$ 156,306.20			
Webster 01-90120-0-00000-00000-8699-008-0000	\$ 12,670.00			\$ 12,670.00			

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
ALL OTHER LOCATIONS:							
Superintendent's Office 01-90120-0-00000-00000-8699-020-0000	\$ 50,000.00			\$ 50,000.00			
Educational Services 01-90120-0-00000-00000-8699-030-0000	\$ 247,386.61			\$ 247,386.61	\$ 24,170.00		\$ 24,170.00
Student and Family Support Services 01-90120-0-00000-00000-8699-041-0000	\$ 325.00			\$ 325.00			
Special Education 01-90120-0-00000-00000-8699-044-0000	\$ 1,000.00			\$ 1,000.00			
Information Services 01-90120-0-00000-00000-8699-054-0000	\$ 2,000.00			\$ 2,000.00			
District 01-90120-00000-0-00000-8699-090-0000							
Food & Nutrition Services 01-90120-0-00000-00000-8699-070-0000	\$ 9,207.84			\$ 9,207.84			
TOTAL GIFTS	\$ 1,606,428.15	\$ 14,717.41	\$ 211.34	\$1,621,356.90	\$ 53,753.14	\$ -	\$ 53,753.14
Total Cash Gifts for District:		\$ 14,717.41	\$ 211.34		Total In-Kind Gifts:	\$ -	

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/19/09

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

RE: EMERGENCY RESOLUTION NO. 08-14 - POOL DRAIN GRATE COVER
REPLACEMENT AT LINCOLN MIDDLE, MALIBU HIGH, AND SANTA
MONICA HIGH SCHOOLS AND THE LACOE GOVERNING BOARD
RESOLUTION PROJECT FORM 503-826

RECOMMENDATION NO. A.11

It is recommended that the Board of Education adopt Emergency Resolution No. 08-14, without advertising, to Sea Clear Pools, Inc., for emergency drain grate cover replacements in the pools at Lincoln Middle, Malibu High, and Santa Monica High Schools, in an amount not to exceed \$75,000.

Funding Information

Budgeted: No

Fund: 01

Source: General Fund

Account Number: 01-90100-0-00000-81100-5640-061-2600

Description: Repair by Vendor

COMMENT: Due to the County of Los Angeles Department of Public Health Environmental Health Bureau of Environmental Protection Swimming Pool Program and the Virginia Graeme Baker Pool and Spa Safety Act, federal law requires that all public pools be equipped with the anti-entrapment drain covers/grates that comply with ASME/ANSI A112.19.8-2007 performance standards. During routine repairs on the Lincoln pool, it was noticed that the pool drain was out of compliance and upon further inspection, that other pools in the district (Santa Monica and Malibu High Schools) were also non-compliant.

The estimated cost of \$75,000 is a worse-case-scenario for the repair work. Only actual hourly rates will be billed to the district once repairs have begun and the full scope is realized, it will be apparent what the actual costs will be. It is anticipated that the work will be completed within six (6) weeks from the award of contract.

The resolution is attached.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

**SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT
BOARD OF EDUCATION**

EMERGENCY RESOLUTION NO. 08-14 AWARDING

“Pool drain grate cover replacement for three secondary school pools – Lincoln Middle, Malibu High, and Santa Monica High Schools” WITHOUT ADVERTISING.

Action taken by the members of the Board of Education of the Santa Monica-Malibu Unified School District at a regular meeting held February 19, 2009.

BE IT UNANIMOUSLY RESOLVED by this Board that an emergency exists wherein certain repairs, alterations, work and improvements are necessary to permit the continuance of existing school classes, or to avoid danger to health, life or property, to wit:

Due to the County of Los Angeles Department of Public Health Environmental Health Bureau of Environmental Protection Swimming Pool Program and the Virginia Graeme Baker Pool and Spa Safety Act, federal law requires that all public pools be equipped with anti entrapment drain covers/grates that comply with ASME/ANSI A112.19.8-2007 performance standards. During routine repairs on the Lincoln pool, it was noticed that the pool was out of compliance and upon further inspection, that other pools in the district also did not meet the federal standards.

This emergency procedure will enable the District to correct this condition by Mid April (6 weeks from award of contract) at Santa Monica High, Lincoln Middle and Malibu High Schools.

The estimated cost of this job is \$75,000.

BE IT FURTHER RESOLVED that this Board make contracts in writing on behalf of the District, without advertising for bids or inviting of bids for the performance of labor and furnishing of materials and supplies for such repairs, alterations, work and improvements.

BE IT FURTHER RESOLVED that before entering into such contracts, that the approval of the County Superintendent of Schools be secured to this resolution and to the proposed contracts.

ADOPTED this 19th day of February 2009 by the following vote:

AYES: _____ ABSENT: _____
NOES: _____ ABSTAIN: _____

President

Vice President

Board Member

Board Member

Board Member

Board Member

Board Member

Superintendent

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/19/09

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

RE: EMERGENCY RESOLUTION NO. 08-15 - U.S. BANK DEPOSITORY
SERVICES RESOLUTION FOR GOVERNMENTAL ENTITIES

RECOMMENDATION NO. A.12

It is recommended that the Board of Education adopt Emergency Resolution No. 08-15 - U.S. Bank Depository Services Resolution for Governmental Entities.

COMMENTS: Due to the current economic crisis and the pending collapse of certain financial institutions, staff is recommending that the Board consider changing the financial institution that we use for processing funds to the Los Angeles County Treasurer. This financial institution is used to make daily deposits and those deposits are cleared on a regular basis to the County Treasurer. The account can be considered a clearing acct. The majority of District funds are held with the County Treasurer. These types of accounts are not used for any kind of investment purposes.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

**SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT
BOARD OF EDUCATION**

**EMERGENCY RESOLUTION NO. 08-15
DEPOSITORY SERVICES RESOLUTION FOR GOVERNMENT ENTITIES**

DEPOSITOR NAME: Santa Monica-Malibu Unified School District

CONTACT: Pat Ho, Director of Fiscal Services

ADDRESS: 1651 16th Street
Santa Monica, CA 90404-3891
310-450-8338, ext.255

TAX IDENTIFICATION NUMBER: 95-6002855

I, Tim Cuneo, do hereby certify that I am the Superintendent and Secretary to the Board of Education of the above-named governmental entity (therein called the "Depositor") a public school district existing under the laws of the State of California and that the following is a true, complete and correct copy of the resolutions adopted at a meeting of the Depositor duly and properly called and held on the 19th day of February, 2009; that a quorum was present at said meeting; and that said resolutions are now in full force and effect.

RESOLVED, that U.S. Bank National Association is hereby designated as a depository of the Depositor with authority to accept or receive at any time for the credit of the Depositor deposits by whomsoever made of funds and other property in whatever form or manner transferred to endorsed; and that any officer of the Depositor is hereby authorized to open or cause to be opened one or more accounts with the Bank on such terms, conditions and agreement as the Bank may now or hereafter require and the make any other agreements deemed advisable in regard to any of the foregoing. Depositor acknowledges and agrees that the services contemplated by this resolution shall be governed by the U.S. Bank Customer Agreement for commercial deposit accounts, as amended from time to time.

RESOLVED, that checks, drafts or other orders for the payment, transfer or withdrawal of any of the funds or other property of the Depositor on deposit with the Bank shall be binding on the Depositor when signed, manually or by use of facsimile or mechanical signature or otherwise authorized, by any one of the individuals listed in the section entitled "Authorized Signatures", and the Bank is hereby authorized to pay and charge to the account of the Depositor any such checks, drafts or other orders so signed or otherwise authorized, including those payable to the individual order of the same person or persons signing or otherwise authorizing the same and including also those payable to the Bank or to any other person for application, or which are actually applied to the payment of any such indebtedness owing the Bank from the person or person who signed such checks, drafts or other withdrawal order or otherwise authorized such withdrawals. In particular, and not in limitation of forgoing, such persons may authorize payment, transfer or withdrawal by oral or telephonic directions to the Bank complying with such rules and regulations relating to such authorizations as the Bank may communicate the to Depositor from time to time.

RESOLVED, that the Superintendent and Secretary to the Board of Education hereby certifies to the Bank the names and signatures (either actual or any form or forms of facsimile or mechanical signatures adopted by the person authorized to sign) of the Authorized Signers listed below and shall from time to time hereafter, upon a change in the facts so certified, immediately certify to the Bank the names and signatures (actual or facsimile) of the person then authorized to sign or to act. The Bank shall be fully protected in relying on such certificates and on the obligation of the certifying officer (set forth above) to immediately certify to the Bank any change in any facts so certified, and the Bank shall be indemnified and saved harmless by the Depositor from any claims, demands, expenses, loss or damage resulting from or growing out of honoring or relying on the signature of other authority (whether or not properly used and, in the case of any facsimile signature, regardless of when or by whom or by what means such signature may have been made or affixed) of any officer or person whose name and signature was so certified, or refusing to honor any signature or authority not so certified.

RESOLVED, That these resolutions shall continue in force until express written notice of their rescission or modification has been furnished to and received by the Bank; and

RESOLVED, That any and all transactions by or on behalf of the Depositor with the Bank prior to the adoption of this resolution be, and the same hereby are, in all respects ratified, approved and confirmed.

I further certify that the officers of the Depositor signing the resolution, have, and at the same time of adoption of said resolutions had, full power and lawful authority to adopt the foregoing resolutions and to confer the power therein granted to the persons named, and that such persons have full power and authority to exercise the same.

I further certify that the names, titles (if any) and signatures (actual or facsimile) of the persons authorized to sign or act on behalf of the Depositor by its governing board identified above are as set forth below in the section of this Resolution entitled "Authorized Signers".

I further certify, under penalties of perjury, that the tax identification number shown above is correct and that the Depositor is not subject to backup withholding because (a) it is exempt, (b) has not been notified by the Internal Revenue Service (IRS) that it is subject to backup withholding as a result of a failure to report all interest or dividends or (c) the IRS has notified the Depositor that it is no longer subject to backup withholding, and I am a U.S. Citizen or other U.S. person

Account Number: _____

Authorized Signers

<u>Name</u>	<u>Title</u>	<u>Signature</u>
Tim Cuneo _____	Superintendent and Secretary to the Board of Education _____	_____
Janece L. Maez _____	Asst. Superintendent, Business & Fiscal Serv./ Chief Financial Officer _____	_____
Michael D. Matthews _____	Asst. Superintendent, Human Resources _____	_____
Sally Chou _____	Chief Academic Officer _____	_____
Wang Pin Ju Ho _____	Director of Fiscal and Business Services _____	_____
_____	_____	_____

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed the seal of the Depositor this

19th day of February, 2009

(Certifying Officer)

Superintendent and Secretary to the Board of Education
(Title)

(Attest by one other officer)

President of the Board of Education
(Title)

Branch Number: Cost Center: Call Tracking Number: Service Banker:

Service Banker Review: _____ Validated by: _____ Team Leader Review: _____ FileNet Indexed by: _____

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/19/09

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

RE: CONTRACT AMENDMENT #1 FOR RFP #8.15 FOR CONSULTING ARBORIST SERVICES - CY CARLBERG, REGISTERED ARBORIST - MEASURE BB

RECOMMENDATION NO. A.13

It is recommended that the Board of Education approve Contract Amendment #1 to Cy Carlberg, Registered Consulting Arborist, for Consulting Arborist Services for SAMOHI and Malibu HS in the amount of \$4,380, for the Measure BB Program.

Funding Information

Budgeted: Yes
Fund: 21
Source: State School Building Fund
Account Number: 21-00000-0-00000-85000-5802-010-2600 (MHS) \$1,830
21-00000-0-00000-85000-5802-015-2600 (SAMOHI) \$2,550
Description: Independent Contractor / Consultant

COMMENT: The original contract was approved on April 17, 2008, for the award of Consulting Arborist Services for all assigned district sites in both Santa Monica and Malibu, for \$14,040 per site (\$224,640 total for the sixteen sites). Due to the size and complexity of Malibu HS and SAMOHI, the amount for the Arborist services exceeds the approved amount; therefore, the Contract Amendment is needed. Consulting Arborist Services are necessary in order to insure proper design and handling of the District's tree and shrub resources during design and construction of the Measure BB projects.

ORIGINAL CONTRACT AMOUNT	\$224,640
CONTRACT AMENDMENT #1	\$ 4,380
TOTAL CONTRACT AMOUNT	\$229,020

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

02/19/09

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

RE: CONTRACT AMENDMENT #1 FOR SEWER DRAIN LINE SURVEY AND
REPORTS FOR MALIBU MS/HS - DREW LEWIS COMPANY - MEASURE
BB

RECOMMENDATION NO. A.14

It is recommended that the Board of Education approve Contract Amendment #1 with Drew Lewis Company for sewer drain line surveys and investigations services studies at Malibu High/Middle School for the Measure BB program, in the amount of \$1,600, for a total contract amount of \$8,000.

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.

Associated with the Topanga Underground's work to survey and analyze the septic systems, Drew Lewis Company will locate the sewer drain lines running from the campus buildings to the septic systems, and transfer that information to the design team for a comprehensive map of the sewer line and septic system at Malibu H/MS and Cabrillo ES.

(Continued on next page)

The original contract was approved by the Board on February 5, 2009. This Contract Amendment #1 is to investigate and detail additional sewer lines not previously known to the District.

ORIGINAL CONTRACT AMOUNT	\$6,400
<u>Contract Amendment #1 (New Survey)</u>	<u>\$1,600</u>
TOTAL CONTRACT AMOUNT	\$8,000

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
02/19/09

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

RE: CONTRACT AMENDMENT #7 FOR INCREASE SCOPE FOR PHASE I ENVIRONMENTAL SCREENING SERVICES FOR ENVIRONMENTAL IMPACT STUDY SERVICES - LFR - MEASURE BB

RECOMMENDATION NO. A.15

It is recommended that the Board of Education approve Contract Amendment #7 with LFR for screening and a Stage 2 Water Pipeline Risk Evaluation at SAMOHI, for the Measure "BB" program, in the amount of \$6,770, for a total contract amount of \$337,562.

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

COMMENTS: The original contract was to provide Phase 1 screenings for all school sites. Contract Amendment #1 (April 17, 2008) was for a pipeline risk evaluation. Contract Amendments #2 and #3 (June 26, 2008 and July 24, 2008) were for a Preliminary Site Assessment at Lincoln MS, Malibu HS, Adams MS, and SAMOHI. Contract Amendment #4 (September 18, 2008) was for a Stage 2 Pipeline Risk Assessment at Edison. Contract Amendment #5 (January 15, 2009) was for further investigations at SAMOHI and Malibu HS. This Contract Amendment #7 is to approve a Stage 2 water pipeline analysis at.

ORIGINAL CONTRACT AMOUNT	\$ 54,300
Contract Amendment #1 (Pipe Risk Eval., Edison)	\$ 26,686
Contract Amendment #2 (Env. Assessment, Lincoln)	\$ 50,879
Contract Amendment #3 (Env. Assessment, 4 sites)	\$162,335
Contract Amendment #4 (Pipe Risk Phase 2, Edison)	\$ 32,392
Contract Amendment #5 (Contract Extension)	\$ 0
Contract Amendment #6 (Malibu, SAMOHI)	\$ 4,200
Contract Amendment #7 (Pipe Risk Stage 2, SAMOHI)	\$ 6,770
<u>TOTAL CONTRACT AMOUNT</u>	<u>\$337,562</u>

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

02/19/09

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

RE: CONTRACT AMENDMENT #4 FOR BIOLOGIST STUDY REPORT
SERVICES FOR MALIBU HIGH SCHOOL ATHLETIC FIELD LIGHTING
PROJECT - GLENN LUKOS ASSOCIATES - MEASURE BB

RECOMMENDATION NO. A.16

It is recommended that the Board of Education approve Amendment #4 with Glenn Lukos Associates to provide additional biological support services for wintering burrowing owls for the athletic field lighting project, for the Measure "BB" program, in the amount of \$5,050, for a total contract amount of \$48,100.

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. Contract Amendment #3 approved 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. Contract Amendment #4 is to provide for wintering burrowing owls and raptor foraging surveys in support of the athletic field project.

(Continued on next page)

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
Contract Amendment #4: (Owl Survey)	\$ 5,050
Total:	<hr/> \$48,100

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

02/19/09

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

RE: CONTRACT AMENDMENT #8 FOR RFP #8.09 FOR INCREASE SCOPE FOR AERIAL PHOTOGRAPHY AND DIGITAL MAPPING SERVICES FOR SURVEY WORK AT MALIBU HS, LINCOLN MS, AND DISTRICT-WIDE EASEMENTS - PSOMAS - MEASURE BB

RECOMMENDATION NO. A.17

It is recommended that the Board of Education award Contract Amendment #8 to Psomas for digital mapping and ground survey services for the Measure BB program in the amount of \$63,500, for a total contract amount of \$802,750.

Funding Information

Budgeted: Yes

Fund: 21

Source: State School Building Fund

Account Number: 21-00000-0-00000-85000-5802-010-2600(MHS) \$15,000

21-00000-0-00000-85000-5802-012-2600(LMS) \$18,500

21-00000-0-00000-85000-5802-050-2600(Dist.) \$30,000

Description: Independent Contractor / Consultant

COMMENTS: The original contract for Aerial Mapping and Survey Services was for minimal survey services for all 15 District school sites. Contract Amendments #1, 3-6 were for additional survey work for schools that required greater detail to allow the design team to design siting of the new facilities. Contract Amendment #2 was for the utilities investigations at SAMOHI, to assist the design team to know adjacency of the utilities and their current condition. Contract Amendment #7 was for the additional survey of five sites that are moving towards construction documents. Contract Amendment #8 is for additional topographical survey and ESHA mapping at Malibu HS, sewer line investigation at Lincoln MS, and District-wide property easement review and clean-up.

(Continued on next page)

ORIGINAL CONTRACT AMOUNT	\$ 249,450
Contract Amendment#1(Survey, 4 Sites)	\$ 92,200
Contract Amendment#2(SAMOHI Utilities Map)	\$ 39,600
Contract Amendment#3(Survey, 2 Sites)	\$ 38,000
Contract Amendment#4(Survey, 4 Sites)	\$ 63,000
Contract Amendment#5(Survey, 4 Sites)	\$ 99,900
Contract Amendment#6(Survey/Utilities Mapping, 4 Sites)	\$ 84,500
Contract Amendment #7(Survey, 5 Sites)	\$ 72,600
Contract Amendment #8(MHS, Sewer, Easement)	\$ 63,500
<u>TOTAL CONTRACT AMOUNT</u>	<u>\$ 802,750</u>

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

02/19/09

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

RE: CONTRACT AMENDMENT #2 FOR SEPTIC SYSTEM SURVEY AND
REPORTS FOR MALIBU H/MS-TOPANGA UNDERGROUND-MEASURE BB

RECOMMENDATION NO. A.18

It is recommended that the Board of Education approve Contract Amendment #2 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 \$3,575, for a total contract amount of \$60,382.

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 the 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 (1/15/09) allowed Topanga Underground to survey the site and locate the existing systems. The number of systems that were located exceeded that previously known to the District. Contract Amendment #1 (2/5/09) allowed 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. This Contract Amendment #2 is to investigate and detail additional system conditions and provide analysis and recommendations.

ORIGINAL CONTRACT AMOUNT	\$11,600
Contract Amendment #1 (Septic Analysis)	\$45,207
<u>Contract Amendment #2 (New Septic Survey)</u>	<u>\$ 3,575</u>
TOTAL CONTRACT AMOUNT	\$60,382

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

02/15/09

FROM: TIM CUNEO / MICHAEL D. MATTHEWS

RE: CERTIFICATED PERSONNEL - Elections, Separations

RECOMMENDATION NO. A.19

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

ADDITIONAL ASSIGNMENTS

EDUCATIONAL SERVICES

Cullen, Christine	11 hrs @\$40.46	9/8/08-12/19/08	Est Hrly/\$445
Harris, Ken	11 hrs @\$40.46	9/8/08-12/19/08	Est Hrly/\$445
			<u>TOTAL ESTABLISHED HOURLY</u> \$890

Comment: Education Environment Initiative
01-Education and Environment

FACILITY PERMITS

Stout, Lewis	30 hrs @\$40.46	9/2/08-6/30/09	Est Hrly/\$1,214
			<u>TOTAL ESTABLISHED HOURLY</u> \$1,214

Comment: Support Services for Facility Permits
01-Permits

MCKINLEY ELEMENTARY SCHOOL

Daruty, Lila	20 hrs @\$40.46	1/5/09-6/19/09	Est Hrly/\$ 809
Evans, Jennifer	60 hrs @\$40.46	1/5/09-6/19/09	Est Hrly/\$2,428
Mowry, Kristen	18 hrs @\$40.46	1/5/09-6/19/09	Est Hrly/\$ 728
Talbott, Deborah	20 hrs @\$40.46	1/5/09-6/19/09	Est Hrly/\$ 809
			<u>TOTAL ESTABLISHED HOURLY</u> \$4,774

Comment: After School Support Programs
01-Gifts - Equity Fund

ROGERS ELEMENTARY SCHOOL

Contreras, Sitara	12 hrs @\$40.46	12/1/08-6/19/09	Est Hrly/\$486
Dresher, Pam	12 hrs @\$40.46	12/1/08-6/19/09	Est Hrly/\$486
Mendinueto, Darwin	12 hrs @\$40.46	12/1/08-6/19/09	Est Hrly/\$486
Schneider, Kristen	12 hrs @\$40.46	12/1/08-6/19/09	Est Hrly/\$486
			<u>TOTAL ESTABLISHED HOURLY</u> \$1,944

Comment: Lesson-Link Planning
01-Unrestricted Resource

Estrada, Tiffany	200 hrs @\$40.46	1/26/09-6/19/09	Est Hrly/\$8,092
			<u>TOTAL ESTABLISHED HOURLY</u> \$8,092

Comment: Reading/Language Intervention
01-Unrestricted Resource

SANTA MONICA HIGH SCHOOL

Gleason, Beverly	93 hrs @\$82.76	1/26/09-6/19/09	Own Hrly/\$7,697
Hecht, James	93 hrs @\$68.74	1/26/09-6/19/09	Own Hrly/\$6,393
			<u>TOTAL OWN HOURLY</u> \$14,090

Comment: 6th Period Assignment
01-Unrestricted Resource

Cruce, Marae	3.0 hrs @\$40.46	1/7/09-1/13/09	Est Hrly/\$121
Doughty, Lindsay	3.0 hrs @\$40.46	1/7/09-1/13/09	Est Hrly/\$121
Dreier, Holly	3.0 hrs @\$40.46	1/7/09-1/13/09	Est Hrly/\$121
Dunn, George	3.0 hrs @\$40.46	1/7/09-1/13/09	Est Hrly/\$121
Gaudet, Dana	1.5 hrs @\$40.46	1/7/09-1/13/09	Est Hrly/\$ 61
Gaynor, Susan	1.5 hrs @\$40.46	1/7/09-1/13/09	Est Hrly/\$ 61
Luong, Theresa	3.0 hrs @\$40.46	1/7/09-1/13/09	Est Hrly/\$121
Marken, Ari	3.0 hrs @\$40.46	1/7/09-1/13/09	Est Hrly/\$121
Okla, Kelly	1.5 hrs @\$40.46	1/7/09-1/13/09	Est Hrly/\$ 61
Rupprecht, Steve	1.5 hrs @\$40.46	1/7/09-1/13/09	Est Hrly/\$ 61
Schlenker, Heather	1.5 hrs @\$40.46	1/7/09-1/13/09	Est Hrly/\$ 61
Tipper, Geoff	1.5 hrs @\$40.46	1/7/09-1/13/09	Est Hrly/\$ 61
Torres, Lupe	1.5 hrs @\$40.46	1/7/09-1/13/09	Est Hrly/\$ 61
Veral, Ramon	1.5 hrs @\$40.46	1/7/09-1/13/09	Est Hrly/\$ 61
TOTAL ESTABLISHED HOURLY			\$1,214

Comment: Math Department Meetings
01-Pupil Retention Block Grant

HOURLY TEACHERS

ADULT EDUCATION

Hall, Kathryn	144 hrs @\$45.34	1/26/09-6/12/09	Est Hrly/\$6,529
Toppozada, Nadine	54 hrs @\$45.34	1/31/09-6/13/09	Est Hrly/\$2,448
TOTAL ESTABLISHED HOURLY			\$8,977

Comment: Adult Education Classes
11-Adult Education Apportionment

ADDITIONAL ASSIGNMENT - DEPARTMENT CHAIR ASSIGNMENT

MALIBU HIGH SCHOOL

<u>Name</u>	<u>Rate</u>	<u>Assignment</u>	<u>Effective</u>	<u>Not to Exceed</u>
Deshautelle, Anna	12 EDU	Spec Education	9/08-6/09	\$3,072
TOTAL				\$3,072
(increase in EDUs from 10/16/08 Board Agenda)				

ADDITIONAL ASSIGNMENT - EXTRA DUTY UNITS

MALIBU HIGH SCHOOL - Academic

<u>Name</u>	<u>Rate</u>	<u>Assignment</u>	<u>Effective</u>	<u>Not to Exceed</u>
Scott, Ruben	5 EDU	Academ Decathlon	9/08-1/09	\$1,280
TOTAL EDUS				\$1,280

SANTA MONICA HIGH SCHOOS - Winter Athletics

<u>Name</u>	<u>Rate</u>	<u>Assignment</u>	<u>Effective</u>	<u>Not to Exceed</u>
Black, Mark	13 EDU	Var. Wrestling	11/08-1/09	\$3,328
Flanders, Matthew	13 EDU	Var. Girls Water Polo	11/08-1/09	\$3,328
Green, Mike	12 EDU	JV Boys Basketball	11/08-1/09	\$3,072
Hecht, James	13 EDU	Var. Boys Basketball	11/08-1/09	\$3,328
Kim, Douglas	12 EDU	JV Boys Basketball	11/08-1/09	\$3,072
Lacy, Norm	13 EDU	Athletic Dir	11/08-1/09	\$3,328
Silvestri, Marisa	12 EDU	JV Girls Basketball	11/08-1/09	\$3,072
Verdugo, Marty	13 EDU	Var. Girls Basketball	11/08-1/09	\$3,328
TOTAL EDUS				\$25,856

TOTAL ESTABLISHED HOURLY, OWN HOURLY AND EXTRA DUTY UNITS = \$71,403

ELECTIONS

TEMPORARY CONTRACTS

<u>Name/Assignment/Location</u>	<u>Not to Exceed</u>	<u>Effective</u>
Brown, Melissa/St Supp Adv Santa Monica HS	100%	8/15/08-6/19/09
Zhang, Jing/Chinese Santa Monica HS	20%	1/27/09-6/19/09

SUBSTITUTE TEACHERS

Effective

LONG-TERM SUBSTITUTES

(@\$210.00 Daily Rate

Gutierrez, Laurie	2/5/09
Levin, Debra	2/6/09-3/6/09

PREFERRED SUBSTITUTES

(@\$162.00 Daily Rate)

Glaser, Anthony	2/3/09
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REGULAR DAY-TO-DAY SUBSTITUTES

(@\$138.00 Daily Rate)

Bailey, Robert	2/4/09
Blagojevic, Milos	2/4/09
Daniels, Maxine	1/28/09
Ebneyamin, Soha	2/4/09
Fargnoli, Sam	1/28/09
Kaspar, Joseph	1/29/09
Krikes, Kristina	2/4/09
Oseguera, Christian	1/28/09
Schack, Trevor	1/28/09

CHILD DEVELOPMENT SERVICES

(@\$16.19 Hourly Rate)

Alonso, Stephanie	2/9/09
Jones, Deborah	1/22/09

CHANGE IN ASSIGNMENT

Effective

Anderson, Terry Santa Monica HS/English	1/26/09-6/19/09
<u>From:</u> 60%	
<u>To:</u> 80%	

LEAVE OF ABSENCE (with pay)

Name/Location

Effective

Calek, Laura Pt Dume Elementary	1/29/09-2/13/09 [FMLA]
Prevett, Amy Muir Elementary	1/29/09-3/31/09 [maternity]
Williams, Alma Edison Elementary	1/10/09-3/2/09 [catastrophic]

TERMINATION DUE TO EXHAUSTION OF ALL PAID LEAVES

<u>Name/Location</u>	<u>Effective</u>
3708-11-08 John Adams Middle School (Correction of date from 2/5/09 Agenda)	2/19/09

RETIREMENT

<u>Name/Location</u>	<u>Effective</u>
Kovaric, Linda John Adams Middle School	6/19/09
Martinez, Albert Lincoln Middle School	6/19/09
Paulson, Janet Special Education	2/28/09
Stewart, Kristine Webster Elementary School	6/19/09
Whitaker, Catherine John Adams Middle School	6/19/09
7643-03-08 Grant Elementary School	6/19/09

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

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/15/09

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

RE: SPECIAL SERVICE EMPLOYEES

RECOMMENDATION NO. A.20

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>
Baird, Amanda	\$6,000	1/7/09-6/19/09	\$50/day
Franklin Elementary; drama instruction for 4 th and 5 th grade classes.			
FUNDING:	01-90150-0-11100-10000-2917-002-1501		-100%
	Reimbursed by PTA		

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

TO: BOARD OF EDUCATION ACTION/CONSENT
02/15/09

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

RE: CLASSIFIED PERSONNEL - MERIT

RECOMMENDATION NO. A.21

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>
HURTADO, MICHELLE CHILD DEVELOP SVCS	CHILDREN CENTER ASST 6 HRS/SY/RANGE: 18 STEP: A	2/5/09

<u>TEMP/ADDITIONAL ASSIGNMENTS</u>		<u>EFFECTIVE DATE</u>
GANELIS, INNA SANTA MONICA HS	ACCOMPANIST	12/1/08-12/20/08
PART, BRIAN FACILITY PERMITS	ASST COACH	1/4/09-6/30/09
PART, BRIAN THEATER OPERATIONS	ASST COACH	1/4/09-6/30/09
PEREZ, LUPE EDUCATIONAL SVCS	TRANSLATOR	1/23/09-1/30/09
PROCTOR, SEAN FACILITY PERMITS	ASST COACH	1/24/09-6/30/09
PROCTOR, SEAN THEATER OPERATIONS	ASST COACH	1/24/09-6/30/09
WEBSTER-JOSPEH, SHIRLEY FOOD SVCS/LINCOLN MS	CAFETERIA WORKER I	9/2/08-6/30/09

<u>SUBSTITUTES</u>		<u>EFFECTIVE DATE</u>
BERTRAM, DEBBIE FOOD SVCS	CAFETERIA WORKER I	2/5/09-6/30/09
JUEL, RORY ROOSEVELT ELEMENTARY	ELEMENTARY LIBRARY COORD	12/20/08-6/30/09
KIRK, DAVID FOOD SVCS	CAFETERIA WORKER I	2/5/09-6/30/09
SEYMOUR, GEORGIA HUMAN RESOURCES	OFFICE SPECIALIST	2/2/09-6/30/09

<u>LEAVE OF ABSENCE (PAID)</u>		<u>EFFECTIVE DATE</u>
BAKER, TERRENCE MAINTENANCE	CUSTODIAN I MEDICAL	11/24/08-2/5/09
GARDNER, RODNEY MAINTENANCE	CUSTODIAN I MEDICAL	12/5/08-1/27/09
HEINLY, LARRY MAINTENANCE	ELECTRICIAN CATASTROPHIC	1/3/09-1/30/09
HUGHES, CLARENCE MAINTENANCE	UTILITY WORKER MEDICAL	1/14/09-4/30/09
MARES, JOSE OPERATIONS	LEAD PERSON, GROUNDS MEDICAL (Change of dates from 2/5/09 Agenda)	1/7/09-1/27/09
MARTINEZ, LUZ FOOD SVCS	FOOD SERVICES SITE COORD MEDICAL (Change of dates from 11/20/08 Agenda)	8/29/08-1/15/09
MARTINEZ, LUZ FOOD SVCS	FOOD SERVICES SITE COORD MEDICAL	1/27/09-4/13/09
TINZLY, CHRISTINA TRANSPORTATION	BUS DRIVER MATERNITY	2/3/09-2/27/09
 <u>LEAVE OF ABSENCE (UNPAID)</u>		
RICHWINE, DONA FOOD SERVICES	NUTRITION SPECIALIST 20% - PERSONAL	<u>EFFECTIVE DATE</u> 1/9/09-6/19/09
 <u>PROFESSIONAL GROWTH</u>		
SUASTE, EDUARDO SANTA MONICA HS	CUSTODIAN	<u>EFFECTIVE DATE</u> 2/1/09
 <u>WORKING OUT OF CLASS</u>		
DAVIS, JEFFREY OPERATIONS	PLANT MANAGER FR: CARPENTER	<u>EFFECTIVE DATE</u> 1/22/09-4/30/09
FORD, SPIKES FACILITIES MAINT	METAL WORKER FR: SKILLED MAINT WORKER	2/2/09-6/11/09
GONZALEZ, HECTOR OPERATIONS	LEADPERSON, GROUNDS FR: SPRINKLER REPAIR TECH	1/8/09-1/28/09
 <u>TERMINATION DUE TO EXHAUSTION OF ALL PAID LEAVES</u>		
(39-MONTH MEDICAL REEMPLOYMENT LIST) 9831-020-08 FRANKLIN ELEMENTARY	ELEMENTARY LIBRARY COORD	<u>EFFECTIVE DATE</u> 2/26/09
 <u>RESIGNATION</u>		
MCPHEARSON, MARIYA ST ANNE'S/ED SVCS	INST ASST - CLASSROOM	<u>EFFECTIVE DATE</u> 1/30/09

RETIREMENT

GOLDENBERG, AUDREY
ROOSEVELT ELEMENTARY

INST ASST - CLASSROOM

EFFECTIVE DATE

6/19/09

HUGHES, CLARENCE
OPERATIONS

UTILITY WORKER

8/28/09

HUMPHERYS, ANTONIA
LINCOLN MIDDLE SCHOOL

INST ASST - BILINGUAL

6/19/09

MARTINEZ, LUZ
FOOD SVCS

SITE COORDINATOR

4/13/09

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

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/15/09

FROM: TIM CUNEO / WILBERT YOUNG

RE: CLASSIFIED PERSONNEL - NON-MERIT

RECOMMENDATION NO. A.22

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

ESPINOZA, NOEMI ADULT EDUCATION 1/20/09-6/12/09

COACHING ASSISTANT

CLARK, TRAVIS SANTA MONICA HS 1/29/09-6/30/09

HUGHES, GARY MALIBU HIGH SCHOOL 1/30/09-6/30/09

NOON SUPERVISION

BERTRAM, DEBBIE MUIR ELEMENTARY 2/5/09-6/20/09

BORADEH, FATTANEH FRANKLIN ELEMENTARY 1/28/09-6/19/09

CASTILLO, MARIA C MUIR ELEMENTARY 1/29/09-6/19/09

CHAVEZ, LUIS ROGERS ELEMENTARY 2/6/09-6/19/09

ESPINOZA, NOEMI ROGERS ELEMENTARY 2/2/09-6/19/09

GOMEZ, NOELIA MCKINLEY ELEMENTARY 2/5/09-6/19/09

HOFFMAN, MEGHAN FRANKLIN ELEMENTARY 1/28/09-6/19/09

LLOSA, SYLVIA ROGERS ELEMENTARY 2/6/09-6/19/09

PINEDA, MARISA ROGERS ELEMENTARY 1/26/09-6/19/09

REFUGIO, OLIVIA ROGERS ELEMENTARY 2/6/09-6/19/09

VIVIANI, VHALIA ROGERS ELEMENTARY 1/27/09-6/19/09

STUDENT WORKER - WORKABILITY

GRAEF, WILLEM SANTA MONICA HS 1/5/09-6/30/09

MITCHELL, DEJUAN SANTA MONICA HS 2/2/09-6/30/09

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

TO: BOARD OF EDUCATION

ACTION/MAJOR

02/19/09

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

RE: APPOINTMENTS - DISTRICT ADVISORY COMMITTEE

RECOMMENDATION NO. A.23

It is recommended that the Board of Education appoint the following individuals to the District Advisory Committees as listed below.

DAC	Name
Special Education DAC	Chris Chandler
Special Education DAC	Meredith Hight
Special Education DAC	Janet McKeithen
Special Education DAC	Steve Barnett
Special Education DAC	Debra Shepherd
Special Education DAC	David Berry
Special Education DAC	Lauren Lambert

COMMENT: Copies of the applications have been provided to the Board of Education under separate cover and are on file in the Office of the Superintendent.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/19/09

FROM: TIM CUNEO / JANECE L. MAEZ

RE: APPOINTMENTS TO THE FINANCIAL OVERSIGHT COMMITTEE

RECOMMENDATION NO. A.24

It is recommended that the Board of Education accept the Financial Oversight Committee's recommendation to appoint one member to the FOC, as detailed below.

COMMENT: At the January 15, 2009 board meeting, the board approved Item A.34: *Appointments to the Financial Oversight Committee*. The FOC recommended and the Board appointed Ms. Joan Chu Reese (whose term expires on 12/31/11) and Ms. Patricia Mulvey (whose term expires on 12/31/10). This leaves one vacancy remaining on the FOC.

The application process was conducted. A Press Release inviting applicants to respond was sent and notices were forwarded for posting at the District's school sites, with the PTA Council as well as Santa Monica and Malibu City Halls and Libraries. The application was also available on the District's website (www.smmusd.org) and in the Office of the Superintendent.

A subcommittee of the FOC, which met in mid-February to interview the applicants, reported back to the full committee at the FOC meeting on February 10, 2009. It was motioned and passed to make a recommendation to the Board of Education to appoint the following individuals to fill the remaining vacancy on the Financial Oversight Committee, as follows:

NAME	TERM EXPIRES
Nimish Patel	December 31, 2011

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

TO: BOARD OF EDUCATION

ACTION/CONSENT

02/19/09

FROM: TIM CUNEO / JANECE L. MAEZ

RE: OPEN APPLICATION PROCESS FOR ONE VACANCY ON THE
PROPOSITION 39 BOND OVERSIGHT COMMITTEE

RECOMMENDATION NO. A.25

It is recommended that the Board of Education:

- 1) authorize the process to begin the replacement of one position on the District's Prop 39 Bond Oversight Committee;
- 2) direct the Superintendent and staff to review the applications and make a recommendation to the Board;
- 3) approve the following timeline for the appointment:
 - Distribution of applications February 20, 2009
 - Applications due in Superintendent's Office March 13, 2009
 - Board to appoint March 19, 2009

COMMENTS: The Prop 39 Bond Oversight Committee was appointed by the Board of Education on the December 12, 2006. The Prop 39 Bond Oversight Committee bylaws provide for a membership of seven members of the Committee; however, eight members were appointed at that time. Subsequently, two members have resigned (Ms. Suzanne Trimboth and Ms. Arlene Hopkins). Pursuant to the bylaws, Section 5.5 Membership-Appointment, "Members of the Committee shall be appointed by the Board through the following process: (a) appropriate local groups will be solicited for applications; (b) the Superintendent will review the applications; and (c) the Superintendent will make recommendations to the Board." District staff wishes to limit the membership to seven members to facilitate reaching a quorum and to avoid tie votes.

A Press Release inviting applicants to respond will be sent and notices will be forwarded for posting at the District's school sites, with the PTA Council as well as Santa Monica and Malibu City Halls and Libraries. The application will also be available on the District's website (www.smmusd.org) and in the Office of the Superintendent.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

MAJOR ITEMS

TO: BOARD OF EDUCATION
FROM: RALPH MECHUR / BARRY SNELL
RE: APPOINTMENT OF SUPERINTENDENT - TIM CUNEO

ACTION/MAJOR
02/15/09
Previously
02/05/09

RECOMMENDATION NO. A.26

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.

A copy of the contract is available in the Superintendent's Office.

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

TO: BOARD OF EDUCATION

ACTION/MAJOR

02/19/09

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

RE: APPROVAL OF THE SINGLE PLAN FOR STUDENT ACHIEVEMENT

RECOMMENDATION NO. A.27

It is recommended that the Board of Education approve the Single Plan for Student Achievement (SPSA) for each of our schools.

COMMENT: The Single Plan for Student Achievement establishes a focus for raising the academic performance of students to meet or exceed state standards. The plan includes how the school allocates its categorical and Equity funds in support of improvement goals and also how categorically funded centralized services support the plan. Each School Site Council (SSC) is responsible for the development, implementation and review of its SPSA. The development of the plan consists of twelve steps:

- 1) Obtain the input of the school community
- 2) Review the school characteristics
- 3) Analyze current educational practices and staffing
- 4) Analyze student performance data
- 5) Establish school goals
- 6) Review available resources
- 7) Select specific improvements
- 8) Consider centralized services
- 9) Recommend the plan to the local governing board
- 10) Monitor progress
- 11) Evaluate the effectiveness of planned activities
- 12) Modify the plan

One public copy of each plan will be available at the Board of Education meeting. Hard copies of the plans are available for viewing in Educational Services. Each site also has a copy of its plan available for review.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

TO: BOARD OF EDUCATION

ACTION/MAJOR

02/19/09

FROM: TIM CUNEO / MICHAEL D. MATTHEWS / MAROLYN FREEDMAN

RE: COMPREHENSIVE SCHOOL SAFETY PLANS 2008-2009 DISTRICT
SCHOOLS

RECOMMENDATION NO. A.28

It is recommended that the Board of Education approve the Comprehensive School Safety Plans (CSSP) for all district schools pursuant to Education Code 35294.

COMMENT: California legislation mandates that the governing board of the school district discuss each school's Comprehensive School Safety Plan prior to approval and adoption.

Board members must discuss how the school safety plan addresses the needs of the school and pupils within that school and how the school site council considered the three essential components. These are:

1. Assuring each pupil a safe physical environment
2. Assuring each pupil a safe, respectful, accepting and emotionally nurturing environment
3. Providing each child resiliency skills

Board members have been provided with a written statement and an Action Plan from each school summarizing how their Comprehensive School Safety Plan addresses the needs of the school and its pupils. The Action Plan is based on the assessment of safety at their site, per Education Code 35294.2.

Board members also received a checklist for each school which indicates the school's compliance with the mandated Comprehensive School Safety Plan components. Each completed Comprehensive School Safety Plan was reviewed by Pupil Services Coordinator, Marolyn Freedman. The Comprehensive School Safety Plan for each school is on file in Pupil Services Department for review.

This item will return to the Board annually.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

TO: BOARD OF EDUCATION

ACTION/MAJOR

02/15/09

FROM: TIM CUNEO

RE: ADOPT RESOLUTION NO. 08-16 - WEEK OF THE SCHOOL
ADMINISTRATOR, MARCH 2-6, 2009

RECOMMENDATION NO. A.29

It is recommended that the Board of Education adopt Resolution No. 08-16 in recognition of Week of the School Administrator, March 2-6, 2009.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

**SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT
BOARD OF EDUCATION
RESOLUTION NO. 08-16
WEEK OF THE SCHOOL ADMINISTRATOR**

WHEREAS, leadership matters for California’s public education system and the more than 6 million students it serves;

WHEREAS, School Administrators are passionate, lifelong learners who believe in the value of quality public education;

WHEREAS, the title “School Administrator” is a broad term used to define many educational leadership posts, including superintendents, assistant superintendents, principals, assistant principals, special education and adult education leaders, curriculum and assessment leaders, school business officials, classified educational leaders, and other school district employees; and

WHEREAS, providing quality service for student success is paramount for the profession; and

WHEREAS, research shows great school are led by great principals, and great districts are led by great superintendents. These site leaders are supported by extensive administrative networks throughout the state; and

WHEREAS, the State of California has authorized the “Week of the School Administrator” in Education Code 44015.1; and

WHEREAS, the future of California’s public education system depends upon the quality of its leadership; now therefore

BE IT RESOLVED, by the governing board of the Santa Monica-Malibu Unified School District that all school leaders in the Santa Monica-Malibu Unified School District be commended for the contributions they make to successful student achievement, and declare the week of March 2-6, 2009, *Week of the School Administrator* in the Santa Monica-Malibu Unified School District.

PASSED AND ADOPTED this 19th day of February 2009, at the regular meeting of the Santa Monica-Malibu Unified School District Board of Education.

Ralph Mechur, President

Barry Snell, Vice President

Ben Allen, Member

Oscar de la Torre, Member

Jose Escarce, Member

Maria Leon-Vazquez, Member

Kelly Pye, Member

Tim Cuneo, Superintendent

TO: BOARD OF EDUCATION

ACTION/MAJOR

02/19/09

FROM: TIM CUNEO / MICHAEL D. MATTHEWS

RE: ADOPT RESOLUTION NO. 08-17 - REDUCTION OR
DISCONTINUANCE OF PARTICULAR KINDS OF SERVICES WITH
DIRECTION TO NOTIFY AFFECTED EMPLOYEES OF
RECOMMENDATION OF LAYOFF

RECOMMENDATION NO. A.30

It is recommended that the Board of Education approve Resolution No. 08-17 for the reduction or discontinuance of particular kinds of services (Nursing services, Categorical Intervention Counseling services, and elementary music teaching services), as indicated on the Resolution, effective June 2009.

COMMENT: The Superintendent of the Santa Monica-Malibu Unified School District recommends to the Governing Board that the services enumerated in Resolution No. 08-17 are to be reduced or discontinued no later than the beginning of the 2009-2010 school year, and that the Board give notice as required by Education Code Sections 44949 and 44955 to those employees whose services will not be required.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

**BEFORE THE BOARD OF EDUCATION OF THE
SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT
COUNTY OF LOS ANGELES, STATE OF CALIFORNIA
RESOLUTION NO. 08-17
REDUCTION OR DISCONTINUANCE OF PARTICULAR KINDS OF SERVICE**

WHEREAS, pursuant to Education Code Section 44955, it is the opinion of this Board that it has become necessary to reduce or discontinue particular kinds of services; and

WHEREAS, this Board does not desire to reduce the services of permanent certificated employees based upon a reduction of average daily attendance during the past two years; and

WHEREAS, it is the opinion of this Board that the following particular kinds of service be reduced or discontinued for the 2009-2010 school year:

1. Nursing Services	2.0 FTE
2. Categorical Intervention Counseling Services	3.0 FTE
3. Elementary Music Instruction	<u>2.0 FTE</u>
TOTAL CERTIFICATED POSITIONS	7.0 FTE

WHEREAS, it is the opinion of this Board that it is necessary by reason of the aforementioned reductions and discontinuances of service to decrease the number of certificated employees by the equivalent of 7.0 FTE employees for the 2009-2010 school year;

WHEREAS, in determining the amount of service to be reduced, the Board of Education has considered all assured attrition, and the reduction identified above is in addition to any assured attrition known at the time of this resolution;

WHEREAS, the Education Code requires that various actions be taken and notices be forwarded no later than March 15th of each school year regarding layoffs of certificated personnel resulting from reductions of particular kinds of service;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Education of the Santa Monica-Malibu Unified School District, that for the 2009-2010 school year, the particular kinds of services to be provided by said District shall be and hereby are reduced to the extent hereinabove set forth.

BE IT FURTHER RESOLVED that due to the reduction or discontinuance of particular kinds of services set forth above, the legal number of employees of the District, pursuant to Education Code Section 44955, not be reemployed for the 2009-2010 school year.

BE IT FURTHER RESOLVED that the Superintendent, or designee, is directed to give Notice of Recommendation Not to Reemploy, in accordance with the provisions of Sections 44949 and 44955 of the Education Code, to the number of certificated employees allowed pursuant to Education Code Section 44955.

BE IT FURTHER RESOLVED that the Superintendent, or designee, is delegated the authority to take all actions necessary and proper to the accomplishment of the purposes of this Resolution.

The foregoing Resolution was adopted by the Board of Education of the Santa Monica-Malibu Unified School District on the _____ day of _____ 2009, by the following vote:

AYES: _____
NOES: _____
ABSENT: _____

Ralph Mechur, President
Board of Education
Santa Monica-Malibu Unified School District

I, Tim Cuneo, Secretary of the Board of Education of the Santa Monica-Malibu Unified School District, do certify that the foregoing Resolution was regularly introduced, passed and adopted by the Board of Education at its Regular Board Meeting held on _____, 2009.

Tim Cuneo, Secretary
Board of Education
Santa Monica-Malibu Unified School District

TO: BOARD OF EDUCATION

ACTION/MAJOR

02/19/09

FROM: TIM CUNEO / MICHAEL D. MATTHEWS

RE: ADOPT RESOLUTION NO. 08-18 - DETERMINATION OF
SENIORITY AMONG CERTIFICATED EMPLOYEES WITH THE SAME
SENIORITY DATE ("Tie-Breaker Resolution")

RECOMMENDATION NO. A.31

It is recommended that the Board of Education adopt Resolution
No. 08-18 "Tie-Breaker Resolution".

COMMENT: As the District prepares to implement the reduction or
discontinuation of particular kinds of services, there
is a requirement to have Board direction regarding the
determination of seniority status among probationary and
tenured certificated employees with the same date of
seniority. Consequently, the Board must act to direct
staff as to the specific criteria to be used in
determining the order of termination between
certificated employees who have the same seniority date.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

**BEFORE THE BOARD OF EDUCATION OF THE
SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT
COUNTY OF LOS ANGELES, STATE OF CALIFORNIA**

RESOLUTION NO. 08-18

**DETERMINATION OF SENIORITY AMONG CERTIFICATED EMPLOYEES
WITH THE SAME SENIORITY DATE ("TIE-BREAKER RESOLUTION")**

WHEREAS, pursuant to Education Code Section 44955, the Board is required, as between employees who first rendered paid service to the District on the same date, to determine the order of termination solely on the basis of the needs of the District and its students; and

WHEREAS, Education Code Section 44955 requires that upon the request of any employee whose order of termination is determined as stated above, the Board of Education shall furnish in writing no later than five days prior to the commencement of the hearing held in accordance with Section 44949, a statement of the specific criteria used in determining the order of termination and the application of the criteria in ranking each employee to the other employees in the group.

NOW THEREFORE, BE IT RESOLVED, as follows:

1. That this Board determines that the needs of the District and the students of this District are best served by resolving seniority ties within the meaning of Education Code Section 44955, subdivision (b)(third paragraph) and Section 44846, by applying the criteria set forth in paragraphs 4 through 15 below:
2. That as between employees who first rendered paid service to the district in a probationary position on the same date, the order of termination of said employees shall be determined by reference to the criteria which follow and the application thereof to each employee;
3. That the criteria set forth in paragraphs 4 through 15 below are listed in priority order and each criterion shall be used only if the preceding criteria do not delineate the order of termination;
4. As between certificated employees possessing the same seniority date, the employee who is highly qualified within the meaning of the No Child Left Behind Act wins the tie-breaker over an employee who is not highly qualified within the meaning of the No Child Left Behind Act;
5. Assuming that the preceding paragraphs do not resolve all ties between employees having the same seniority date, the certificated employee holding currently valid and properly filed BCLAD/BCC, or equivalent, wins the tie-breaker;
6. Assuming that the preceding paragraphs do not resolve all ties between employees having the same seniority date, the employee who possesses a currently valid and properly filed CLAD, or equivalent, wins the tie-breaker;

7. Assuming that the preceding paragraphs do not resolve all ties between employees having the same seniority date, the certificated employee having on file with the District a National Board Certificate wins the tie-breaker;
8. Assuming that the preceding paragraphs do not resolve all ties between employees having the same seniority date, the certificated employee holding a clear credential wins over those holding a less permanent credential such as a preliminary credential;
9. Assuming that the preceding paragraphs do not resolve all ties between employees having the same seniority date, then employees possessing multiple authorizations and supplemental authorization on credentials will be regarded as having greater seniority for purposes of determining seniority order than certificated employees having only multiple authorizations (ranked by number of authorizations). Similarly, certificated employees possessing multiple authorizations on credentials will be regarded as having greater seniority for purposes of determining seniority order than certificated employees having only single authorization credentials and multiple supplemental authorizations. Similarly, certificated employees possessing single authorization credentials and multiple supplemental authorizations will be regarded as having greater seniority for purposes of determining seniority order than certificated employees having only a single authorization and single supplemental authorization. Similarly, certificated employees possessing a single authorization and single supplemental authorization will be regarded as having greater seniority for purposes of determining seniority order than certificated employees having only a single authorization on credentials;
10. Assuming that the preceding paragraph does not resolve all ties between employees having the same seniority date, then employees only possessing a preliminary credential will be regarded as having greater seniority for purposes of determining seniority order than employees possessing lesser credentials, including but not limited to, a provisional credential/certificate such as an intern credential, emergency permit; Short-Term Staffing Permit ("STSP"), Provisional Internship Permit ("PIP"), Special Temporary Certificate ("STC") or State-Issued Waiver;
11. Assuming that the preceding paragraph does not resolve all ties between employees having the same seniority date, then the certificated employee holding the highest current step placement on the salary schedule will be regarded as having greater seniority for purposes of determining seniority order;
12. Assuming that the preceding paragraph does not resolve all ties between employees having the same seniority date, then employees with the earliest original hire date within this District will be regarded as having greater seniority for purposes of determining seniority order;
13. Assuming that the preceding paragraph does not resolve all ties between employees having the same seniority date, then employees with a Phd./Ed.D/J.D. from an accredited institution of higher education will be regarded as having

greater seniority for the purposes of determining seniority order than employees possessing a Masters degree from an accredited institution of higher education;

14. Assuming that the preceding paragraph does not resolve all ties between employees having the same seniority date, then the employee with the earliest date of conferral of a Masters degree from an accredited institution of higher education will be regarded as having greater seniority for purposes of determining seniority order;
15. Assuming that the preceding paragraph does not resolve all ties between employees having the same seniority date, then the employee with the highest undergraduate grade point average will be regarded as having greater seniority for the purposes of determining seniority order.

Such criteria shall be applied to rank the order of individuals for purposes of layoff and reemployment, subject to exceptions allowed by law;

The foregoing Resolution was adopted by the Board of Education of the Santa Monica-Malibu Unified School District on the _____ day of _____, 2009 by the following vote:

AYES: _____
NOES: _____
ABSENT: _____

Ralph Mechur, President
Board of Education
Santa Monica-Malibu Unified School District

I, Tim Cuneo, Secretary of the Board of Education of the Santa Monica-Malibu Unified School District, do certify that the foregoing Resolution was regularly introduced, passed and adopted by the Board of Education at its regular meeting held on _____, 2009.

Tim Cuneo, Secretary
Board of Education
Santa Monica-Malibu Unified School District

TO: BOARD OF EDUCATION

ACTION/MAJOR

02/19/08

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

RE: APPROVAL OF OLYMPIC HIGH SCHOOL MODERNIZATION PROJECT,
MEASURE BB PROGRAM AND AUTHORIZE FILING OF NOTICE OF
EXEMPTION

RECOMMENDATION NO. A.32

It is recommended that the Board of Education approve the Olympic Modernization Project and authorize staff to file a Notice of Exemption under the Class 1 Categorical Exemption.

COMMENTS: At its October 18, 2007 meeting, the Board of Education approved an allocation from the Measure BB bond fund for the Olympic High School Modernization Project. The budget was subsequently updated at the June 26, 2008 Board meeting for a project budget of \$5.001 million.

The project consists of modernizing existing school buildings to provide new learning center classrooms, a new music classroom, library/media center, computer and science labs, and administration space. Additionally, the play spaces will be improved along with new landscaping. The first phase of the project will be the removal of six unused relocatable classroom buildings from the northwest corner of the site. At the February 5, 2008 Board of Education meeting, the Contract for demolition of these buildings was approved.

Due the limited scope of this project and that no new buildings will be constructed, it has been found that project is categorically exempt under the California Environmental Quality Act(CEQA) because such types of projects like the Olympic High School Modernization Project will not create a significant environmental impact. The District's Environmental Consultant, PBS&J, prepared a memorandum to document that this project meets the Existing Facilities (i.e., Class I) Categorical Exemption. This memorandum is attached hereto as Attachment A (to be handed out at meeting).

(Continued on next page)

Under the CEQA Guidelines, a Notice of Exemption (NOE) is filed with the County Clerk after approval of the project. The proposed NOE is attached hereto as Attachment B. Staff requests authorization to file the NOE.

Note: The complete Memorandum of Environmental Effects - Class 1 Categorical Exemption has been forwarded to board members and is available for public review in the Superintendent's Office.

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

TO: BOARD OF EDUCATION

ACTION/MAJOR

02/19/09

FROM: TIM CUNEO

RE: 2009 CSBA DELEGATE ASSEMBLY ELECTION FOR REGION 24

RECOMMENDATION NO. A.33

It is recommended that the Board of Education hold elections to fill six (6) vacant seats that represent Region 24 in the California School Board Association (CSBA) Delegate Assembly.

COMMENT: The board as a whole may vote for up to the number of vacancies in the region or subregion as indicated on the ballot. For Region 24, to which SMMUSD belongs, there are six (6) vacancies; therefore, the board as a whole may vote for up to six individuals. Regardless of the vacancies, the board may cast no more than one vote for any one candidate.

The ballot must be signed by the Superintendent and returned to the CSBA office no later than March 16, 2009. Election results will be available no later than March 21, 2009. If there is a tie vote, a run-off election will be held. All re-elected and newly elected delegates will serve two-year terms beginning April 1, 2009 - March 31, 2011. The next meeting of the delegate assembly is on Saturday, May 16 - Sunday, May 17 in Sacramento.

A copy of the official ballot listing the candidates is attached.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

TO: BOARD OF EDUCATION
FROM: TIM CUNEO / JANECE L. MAEZ / PAT HO
RE: 2008-09 BUDGET TRANSFERS

ACTION/MAJOR
02/19/09

RECOMMENDATION NO. A.34

It is recommended that the Board of Education approve the following budget transfers, as described on the following pages, for these below-listed Funds. These routine paper transfers are intended to accomplish the shifting to recognize the accounting of previously-approved activities prior to the 2nd Interim.

Fund 01 - General Fund (Unrestricted & Restricted)
Fund 11 - Adult Education Fund
Fund 12 - Child Development Fund
Fund 13 - Cafeteria Fund
Fund 14 - Deferred Maintenance Fund
Fund 21 - Building Fund
Fund 40 - Special Reserve Fund For Capital Outlay Projects

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

Fund 01 - Unrestricted General Fund

Object	Description	Revised Budget as of 10/31/08	2nd Interim Budget as of 1/31/09	Changes
	Beginning Fund Balance	21,020,258	21,020,258	-
8011-8099	Revenue Limit	64,200,109	60,757,047	(3,443,062)
8100-8299	Federal Revenue	40,840	40,840	-
8300-8590	State Revenue	5,201,569	5,132,622	(68,947)
8600-8799	Local Revenue	21,679,553	22,910,553	1,231,000
8910-8929	Other Financial Sources	1,000,000	1,000,000	-
8980-8999	Contribution	(16,345,388)	(16,681,336)	(335,948)
	Total Revenue Increase/ (Decrease)	75,776,683	73,159,726	(2,616,957)
1000-1999	Certificated Salaries	45,305,930	45,306,948	1,018
2000-2999	Classified Salaries	11,138,602	11,145,977	7,375
3000-3999	Employee Benefits	15,694,797	15,709,333	14,536
4000-4999	Books and Supplies	920,143	924,589	4,446
5000-5999	Services and Other Operating	6,598,043	6,694,388	96,345
6000-6999	Capital Outlay	77,266	85,800	8,534
7100-7499	Other Outgo	6,800	6,800	-
7300-7399	Indirect	(1,239,818)	(1,252,656)	(12,838)
7610-7699	Interfund Transfer	1,075,000	1,075,000	-
	Total Expenditure Increase/ (Decrease)	79,576,763	79,696,179	119,416
	Increase /(Decrease) Fund Balance	(3,800,080)	(6,536,453)	(2,736,373)
	Projected Fund Balance	17,220,178	14,483,805	(2,736,373)

Major Changes:

Revenues:

- (\$3,443,062) decrease in Revenue Limit due to mid-year cut
- \$ 7,479 increase in Hourly Supplemental Programs
- (\$ 76,426) decrease in Unrestricted Lottery Fund
- \$ 500,000 increase in Revenue from City of Santa Monica -Prior Year
- (\$ 335,948) increase in General Fund Contribution to Special Ed programs
- \$731,000 refund for the prior year Workers' Compensation (*SLIM*)

Expenditures:

- \$ 1,018 increase in Certificated salaries
- \$ 7,375 increase in Classified salaries
- \$ 14,536 increase in Benefits
- \$ 4,446 increase in Supplies
- \$ 96,345 increase in Services and Other Operating Costs
 - \$60,000 Special Ed Review Process
 - \$20,000 Consultant - Fiscal Services
 - \$37,000 Maintenance of District Building
- \$ 8,534 increase for John Adams Master Plan (new serve)
- (\$12,838) increase in Indirect Charges to other programs

Fund 01 - Restricted General Fund

Object	Description	Revised Budget as of 10/31/08	2nd Interim Budget as of 1/31/09	Changes
	Beginning Fund Balance	7,064,915	7,064,915	-
8011-8099	Revenue Limit	1,929,388	1,927,129	(2,259)
8100-8299	Federal Revenue	4,384,706	4,774,193	389,487
8300-8590	State Revenue	5,815,815	5,755,326	(60,489)
8600-8799	Local Revenue	11,827,373	12,236,310	408,937
8980-8999	Contribution	16,345,388	16,681,336	335,948
	Total Revenue Increase/ (Decrease)	40,302,670	41,374,294	1,071,624
1000-1999	Certificated Salaries	13,337,555	13,426,179	88,624
2000-2999	Classified Salaries	9,772,724	9,875,684	102,960
3000-3999	Employee Benefits	6,672,176	6,646,804	(25,372)
4000-4999	Books and Supplies	6,616,925	7,254,160	637,235
5000-5999	Services and Other Operating	6,078,146	6,850,735	772,589
6000-6999	Capital Outlay	528,483	515,305	<13,178>
7400-7499	Other Outgo	-	-	-
7300-7399	Indirect	657,935	679,217	21,282
7610-7629	Interfund Transfer	500,000	500,000	-
	Total Expenditure Increase/ (Decrease)	44,163,944	45,748,084	1,584,140
	Increase /(Decrease) Fund Balance	(3,861,274)	(4,373,790)	(512,516)
	Projected Fund Balance	3,203,641	2,691,125	(512,516)

Major Changes:

Revenue:

(\$2,259) decrease Special ADA appropriation

Federal Programs

\$372,566 Increase in Title One program

\$ 23,541 increase in Title III

(\$ 2,256) decrease in Special Ed Federal Programs

(\$ 4,364) decrease in Drug Free School

State Programs

(\$60,126) decrease in Restricted Lottery Program

Local Programs

\$408,937 PTA ,Gifts, Shark Fund, Permit, Barnum Hall, SMMEF

General Fund Contribution

\$ 335,948 Special Ed programs

The expenditure budget of categorical programs will be adjusted when funding is changed, except Special Ed Programs:

1.00 FTE Speech Assistant position

1.34 FTE 1:1 Instructional Aide position

\$540,031 increase in Special Ed Services Other Operating Costs

Fund 11 - Adult Education Fund

Object	Description	Revised Budget as 10/31/08	2nd Interim Budget as of 1/31/09	Changes
	Beginning Fund Balance	286,639	286,639	-
8100-8299	Federal Revenue	127,728	127,728	-
8300-8590	State Revenue	394,873	337,107	(57,766)
8600-8799	Local Revenue	29,077	29,077	-
	Total Revenue Increase/ (Decrease)	551,678	493,912	(57,766)
1000-1999	Certificated Salaries	330,084	330,084	-
2000-2999	Classified Salaries	125,010	125,010	-
3000-3999	Employee Benefits	96,281	96,281	-
4000-4999	Books and Supplies	31,390	32,890	1,500
5000-5999	Services and Other Operating	33,920	32,420	(1,500)
6000-6999	Capital Outlay	-	-	-
7400-7499	Other Outgo	-	-	-
7300-7399	Indirect	18,567	18,567	-
	Total Expenditure Increase/ (Decrease)	635,252	635,252	-
	Increase /(Decrease) Fund Balance	(83,574)	(141,340)	(57,766)
	Projected Fund Balance	203,065	145,299	(57,766)

Major Changes:

Revenues:

(\$57,766) decrease in the revenue limit due to the loss of 21 ADA.

The decrease in revenue will be covered by the fund balance in the Adult Education Fund.

Fund 12 - Child Development Fund

Object	Description	Revised Budget as of 10/31/08	2nd Interim budget as of 1/31/09	Changes
	Beginning Fund Balance	336,582	336,582	-
8100-8299	Federal Revenue	1,688,635	1,935,690	247,055
8300-8590	State Revenue	3,308,049	3,347,010	38,961
8600-8799	Local Revenue	2,856,324	2,788,519	(67,805)
8910-8929	Interfund Transfer	75,000	75,000	-
	Total Revenue Increase/ (Decrease)	7,928,008	8,146,219	218,211
1000-1999	Certificated Salaries	2,946,854	3,033,738	86,884
2000-2999	Classified Salaries	2,007,294	2,038,636	31,342
3000-3999	Employee Benefits	1,538,828	1,590,657	51,829
4000-4999	Books and Supplies	254,057	244,157	(9,900)
5000-5999	Services and Other Operating	773,159	842,659	69,500
6000-6999	Capital Outlay	3,500	500	(3,000)
7300-7399	Indirect	404,316	395,872	(8,444)
	Total Expenditure Increase/ (Decrease)	7,928,008	8,146,219	218,211
	Increase /(Decrease) Fund Balance	-	-	-
	Projected Fund Balance	336,582	336,582	-

Major Changes:

\$247,055 increase in Federal Head Start program
 \$ 38,961 increase in State Facility Innovation and Repair program
 \$ 15,000 increase in CREST program
 (\$ 92,805) decrease in LA Universal Preschool

1 FTE School Psychologist position

Fund 13 - Cafeteria Special Revenue Fund

Object	Description	Revised Budget as of 10/31/08	2nd Interim Budget as of 1/31/09	Changes
	Beginning Fund Balance	375,523	375,523	-
8100-8299	Federal Revenue	1,056,041	1,056,041	-
8300-8590	State Revenue	58,118	58,118	-
8600-8799	Local Revenue	2,438,680	2,385,281	(53,399)
8980-8999	Contribution			-
	Total Revenue Increase/ (Decrease)	3,552,839	3,499,440	(53,399)
2000-2999	Classified Salaries	1,513,086	1,475,000	(38,086)
3000-3999	Employee Benefits	495,570	480,257	(15,313)
4000-4999	Books and Supplies	1,602,304	1,610,404	8,100
5000-5999	Services and Other Operating	(257,121)	(265,221)	(8,100)
6000-6999	Capital Outlay	40,000	40,000	-
7400-7499	Other Outgo			-
7300-7399	Indirect	159,000	159,000	-
	Total Expenditure Increase/ (Decrease)	3,552,839	3,499,440	(53,399)
	Increase /(Decrease) Fund Balance	-		-
	Projected Fund Balance	375,523	375,523	-

Major Changes:

(\$53,399) revenue decrease in Sales of Food

Fund 14 - Deferred Maintenance Fund

Object	Description	Revised Budget as of 10/31/08	2nd Interim Budget as of 1/31/09	Changes
	Beginning Fund Balance	4,101,498	4,101,498	-
8600-8799	Local Revenue	50,000	50,000	-
8980-8999	Contribution	500,000	500,000	-
	Total Revenue Increase/ (Decrease)	550,000	550,000	-
4000-4999	Books and Supplies	4,866	4,866	-
5000-5999	Services and Other Operating	1,330,000	1,342,885	12,885
6000-6999	Capital Outlay	3,145,134	3,145,134	-
	Total Expenditure Increase/ (Decrease)	4,480,000	4,492,885	12,885
	Increase /(Decrease) Fund Balance	(3,930,000)	(3,942,885)	(12,885)
	Projected Fund Balance	171,498	158,613	(12,885)

Major Changes:

\$12,855 increase in Repair Expenditure for Cabrillo Elementary School

Fund 21 - Building Fund

Object	Description	Revised Budget as of 10/31/08	2nd Interim Budget as of 1/31/09	Changes
	Beginning Fund Balance	58,507,095	58,507,095	-
8600-8799	Local Revenue	3,700,000	3,720,000	20,000
8980-8999	Contribution	1,300,000	1,300,000	-
	Total Revenue Increase/ (Decrease)	5,000,000	5,020,000	20,000
2000-2999	Classified Salaries	324,111	324,111	-
3000-3999	Employee Benefits	103,565	103,565	-
4000-4999	Books and Supplies	164,512	164,512	-
5000-5999	Services and Other Operating	15,842,951	15,842,951	-
6000-6999	Capital Outlay	36,793,216	36,793,216	-
7600-7629	Transfer Out	1,000,000	1,000,000	-
7300-7399	Indirect			-
	Total Expenditure Increase/ (Decrease)	54,228,355	54,228,355	-
	Increase /(Decrease) Fund Balance	(49,228,355)	(49,208,355)	20,000
	Projected Fund Balance	9,278,740	9,298,740	20,000

Major Changes:

\$20,000 revenue increase from City of Santa Monica – Solarizing

Fund 40 - Special Reserve Fund For Capital Outlay Project

Object	Description	Revised Budget as of 10/31/08	2nd Interim Budget as of 1/31/09	Changes
	Beginning Fund Balance	1,886,544	1,886,544	-
	Audit Adjustment		1,493,185	1,493,185
8600-8799	Local Revenue	1,350,647	1,627,571	276,924
8980-8999	Contribution			-
	Total Revenue Increase/ (Decrease)	1,350,647	1,627,571	276,924
5000-5999	Services and Other Operating	2,000	2,000	-
6000-6999	Capital Outlay			-
7400-7499	Other Outgo	1,145,453	1,145,453	-
7300-7399	Indirect			-
	Total Expenditure Increase/ (Decrease)	1,147,453	1,147,453	-
	Increase /(Decrease) Fund Balance	203,194	480,118	1,770,109
	Projected Fund Balance	2,089,738	3,859,847	1,770,109

Major Changes:

According to 2007-08 Audit Report, the District needs to record \$1,493,185 audit adjustment to reflect the COPS - 2001B & 2001C required reserve in Wells Fargo.
\$276,924 revenue increase in Redevelopment Fee

DISCUSSION ITEMS

TO: BOARD OF EDUCATION

DISCUSSION

02/15/09

FROM: TIM CUNEO / JANECE L. MAEZ

RE: REVISE POLICY 5117 - Interdistrict Attendance

DISCUSSION ITEM NO. D.01

It is recommended that the Board of Education revise Board Policy 5117 - Interdistrict Attendance to determine parameters and priorities for accepting interdistrict permit requests for the 2009-10 school year.

COMMENT: At the February 5, 2009, board meeting, the board reviewed this policy. The board requested clear information regarding enrollment and permit data since 2002. That data is below:

	02-03	03-04	04-05	05-06	06-07	07-08	08-09
Permits	2,725	2,536	2,278	1,976	1,758	1,530	1,563
Enrollment	12,789	12,842	12,545	12,191	11,911	11,688	11,565
% of Students on Permit	21%	20%	18%	16%	15%	13%	14%

During that discussion, staff recommended 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 (listed below).

For the current school year, interdistrict permits were accepted for K-8 in Santa Monica and K-12 in Malibu. The board suggested to staff that this be changed to K-6 for Santa Monica schools (with SMASH still open for K-8 permits).

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

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

THIS IS AN EXISTING BOARD POLICY

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

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

02/19/09

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

RE: 2009-10 BUDGET PLANNING

DISCUSSION NO. A.02

In the ongoing budget development process, staff will update the Board with current information.

INFORMATION ITEMS

TO: BOARD OF EDUCATION
FROM: TIM CUNEO
RE: DAC MIDYEAR WRITTEN REPORTS

INFORMATION
02/15/09

INFORMATION ITEM NO. I.01

Midyear reports were submitted by three of the existing District Advisory Committees, including Child Development Services, Health and Safety, and Visual and Performing Arts. The full text of each of these reports is attached.

Each DAC will present an end-of-year report to the board at the May and June board meetings.

**District Advisory Committee
Board of Education Mid-Year Report
2008-2009
February 19, 2009**

CHILD DEVELOPMENT SERVICES

Chair: Gleam Davis

Staff Liaison: Judy Abdo

Charge:

- Develop a transition plan to prepare 4-year-olds for kindergarten.
- Design a model to improve early identification of children who may benefit from assessment before they enter preschool or while they are attending preschool using the RTI model in partnership with the Special Education preschool program.

Focus	Activity	Those involved	Progress by 2/09	Timeline
Develop a transition plan to prepare four-year-olds for Kindergarten				
	Identify by June 2009 best practice models that can be used to more effectively link families, children and schools.	preschool staff, preschool parents, principals	A draft planning tool has been designed. See attached	Options available by June 2009
	Involve parent group families of 4 year olds in creating a transition-planning matrix.	preschool staff, parents	Parents and staff will review the draft planning tool.	Ongoing monthly meetings
	If funding allows, operate a summer transitional pre-kindergarten program for children who will attend SMMUSD kindergarten classes in the fall.	CDS staff, Ed Services, Special Ed	Funding options for a summer program are not known at this time. 5 Head Start classes will be operated during the summer.	Assess feasibility in March.
	Create one transition activity for CDS preschool and CREST teachers and kindergarten teachers to interact and improve articulation between preschool and kindergarten.	CDS staff and Ed Services		Target last week of June for professional development

<p>Design a model to improve early identification of children who may benefit from assessment before they enter preschool or while they are attending preschool using the RTI model in partnership with the Special Education preschool program</p>			<p>CDS is researching models for using RTI at the preschool level. A site visit will take place in March.</p>	
	<p>Collaborate with the Santa Monica Childcare and Early Education Task Force to establish enhanced communication with the Regional Center, Family Services of Santa Monica, community preschool programs, and Connections for Children.</p>	<p>CDS DAC members and CDS staff will participate in the Childcare Task Force process to improve transitions into the school district</p>	<p>Staff and DAC members attend and participate in Task Force activities. Two Task Force mtgs have focused on the need for seamless transitions. A joint meeting with SEDAC is being planned.</p>	<p>Ongoing monthly Task Force meetings</p>
	<p>Meet regularly with Special Education preschool Coordinator to develop training for CDS staff on the RTI model</p>	<p>CDS preschool staff, Special Ed staff</p>	<p>Monthly meetings have taken place.</p>	<p>Monthly</p>
	<p>Provide two professional development activities for CREST staff who work with children with special needs.</p>	<p>CDS CREST staff and Special Education staff</p>		<p>By June 2009</p>

**District Advisory Committee
Board of Education Mid-Year Report - 2008-2009
February 19, 2009**

HEALTH AND SAFETY

Chair: Pat Nolan

Staff Liaison: Marolyn Freedman

Charge:

- Monitor contemporary issues in health and safety that have a direct impact on school age children
- Encourage developmentally appropriate best practices in health, nutrition and physical education

Accomplishments to date:

- See data on district programs and trainings that support health and safety
- See data on the compliance of the district wellness policy

Training 2008-2009	Target Audience	# of Staff Trained	Date of Training	Presenter
Child Abuse-Mandated Reporter – new policy	Mental Health Clinicians funded by City of Santa Monica	20	8/12	Marolyn Freedman
	Food Services Staff	50	8/27	Marolyn Freedman
	CDS & CREST teachers	75	8/29	Marolyn Freedman
	Administrative Assistants	50	10/02	Laurel Schmidt, Marolyn Freedman, & Jane Jeffries
	Assistant Principals	10	10/03	Laurel Schmidt & Marolyn Freedman
	Central Office Classified HR	6	10/13	Marolyn Freedman
Child Abuse and Sexual Harassment & Appropriate Staff-Student Relations	Music Teachers	20	11/14	Laurel Schmidt & Marolyn Freedman
Sexual Abuse and Sexual Exploitation	SMMUSD Counselors/ Advisors & Community Outreach	30	8/28	SM/UCLA Rape Treatment Center
	Administrator & Nurses	10	10/22	Robert Shoup
	Assistant Principals	10	11/21	Laurel Schmidt & Marolyn Freedman
Great ShakeOut-Earthquake Preparedness	Principals & Administrators	15	11/03	SMFD & Red Cross
	District Nurses	20	11/19	Red Cross & Marolyn Freedman
Disaster Response Training	Classified and Certificated	100	11/19 and 1/26	SMFD
Threat Assessment	SMMUSD LEAD class	15	10/15	Marolyn Freedman

Adolescent Drug Use	SMMUSD Counselors/ Advisors and Community Outreach	40	11/07	SMPD & Natasha McCool from Didi Hirsch
COOL TOOLS	New Teachers	12	9/23	Marolyn Freedman
	Webster PTA	20	10/16	Marolyn Freedman
	CDS and CREST teachers	30	10/21	Marolyn Freedman
	Muir Faculty	20	3/5	Marolyn Freedman
Anxiety Prevention- Friends for Life	4 th and 5 th grade teachers	12	10/14	UCLA Anxiety Prevention
Cognitive Behavior Intervention for Trauma (C-BITS)	Mental Health Clinicians funded by City of Santa Monica	15	10/30 and 10/31	LAUSD
Cyberbullying: New Law AB 86	Assistant Principals	8	1/23	Marolyn Freedman & Laurel Schmidt
	Principals	17	1/26	Laurel Schmidt
	SMMUSD Counselors/ Advisors & Community Outreach	30	1/30	Marolyn Freedman & Laurel Schmidt
Impact of Trauma in Adolescents and Children	SMMUSD Counselors/ Advisors and Community Outreach	30	3/27	UCLA Anxiety Prevention

Highlight(s) to date of particular note:

- Members of this committee serve on the continuing Ad Hoc Committee formed in 2008 to address the safety of children on SMMUSD campuses, and as such have participated in the revisions of SMMUSD Policies on Child Abuse and Sexual Harassment approved by the SMMUSD Board of Education in 2008; proposals continue from this ad hoc committee
- Committee has welcomed a presentation of the Safe Routes to Schools proposal
- Committee continues to discuss emergent issues of health and safety impacting students

Suggested direction for 2008-09:

- Continue to monitor Wellness Policy compliance and other health & safety issues pertinent to students.

Budgetary Implications:

- None at this time.

**District Advisory Committee
Board of Education Mid-Year Report
2008-2009
February 19, 2009**

DISTRICT ADVISORY COMMITTEE ON THE VISUAL AND PERFORMING ARTS

Chair: Cindy Rosmann

Staff Liaison: Tom Whaley

Charge:

- Serve as a vehicle for parents, community members, teachers and students to communicate with the Board of Education on matters related to all students' equitable access to and successful participation in comprehensive, sequential, standards-based PreK-12 Arts Education. A comprehensive arts education program, with the arts taught as discrete disciplines, should be an integral part of the core curriculum offered to all students at all grade levels. Compare the District's curriculum scheduling, staffing, instructional materials, equipment and facilities with National and State standards and frameworks.
- Assess the District's current Visual and Performing Arts programs in all four arts disciplines (Dance, Music, Visual Arts and Theatre).
- Work with various agencies to explore funding to support the Visual and Performing Arts programs in the SMMUSD.

Measurement:

4 - Accomplished: The goal(s) have been met. Funding has been identified and used to ensure the implementation of the goal by the Fall of 2009. In addition, scheduling, materials/supplies, equipment and facilities issues have been discussed and resolved to ensure a successful launch, as described in the *Arts for All* plan (adopted by the Board of Education in 2005).

3 - Progress Toward: Progress has been made towards meeting the goal(s). Funding has been discussed, but not necessarily identified, in order to implement the goal by the Fall of 2009. In addition, scheduling, materials/supplies, equipment and facilities issues have been discussed, but have not been fully resolved with regard to ensuring a successful launch, as described in the *Arts for All* plan.

2 - Emerging: Progress has emerged towards meeting the goal(s). Funding, scheduling, materials/supplies, equipment and facilities issues have been discussed, but have made only minimal progress toward the goal of ensuring a successful completion of the charge by Fall of 2009, as described in the *Arts for All* plan.

1 - No Progress: No progress has been made towards meeting the goal(s). Funding, scheduling, materials/supplies, equipment and facilities issues have been discussed, but no progress has been made toward the goal of ensuring a successful completion of the charge by Fall of 2009, as described in the *Arts for All* plan.

Accomplishments to date this year:

Highlight(s) to date of particular note:

Numbers of students enrolled in music and visual arts classes have increased while total enrollment in the district has diminished over the last 5 years. (see attached graphs)

The new ROP funded Dance program at Samohi is going strong (3 sections). The goal for next year is to offer classes at beginning, intermediate and advanced levels, in addition to the SMC dual enrollment after-school classes.

The "Ballroom Madness" dance program will be offering a 10-week, 20-lesson ballroom dance class for all 5th graders at Will Rogers. There is no current cost for this program due to grant support.

SmART Schools has continued to offer incredible professional development and master teaching artists for classroom teachers at the 4 Title I schools. Lynn Robb, the Site Coordinator of the SmART Schools West program, has led the facilitation of the teacher training sessions and artist/classroom teacher collaborations. This is the third year of the four year Department of Education grant and the latest exciting addition is the international partnership with Habla, the Center for Culture and Language, a lab school and International Center based in Merida, Mexico.

A new Gospel Choir began at Samohi in Fall 2008 as a SMC dual enrollment class. The choir is under the direction of Mr. Victor Bell, who also serves as professor of Gospel music at UC Santa Barbara and Loyola Marymount University. The choir has already performed at a Samohi assembly, a televised Board of Education meeting, and the State of the Schools event at the Santa Monica Main Library. Enrollment has increased for the Spring semester.

A new Mariachi class began at Samohi in Spring 2009 as a SMC dual enrollment class. The instructor for the class is Tizoc Ceballos, who holds a BA from Chapman University as a dual major in Music Education and Composition. He is currently finishing his MA at Bob Cole University with a major in composition and, in addition, he serves as a teaching assistant in the World Music/Mariachi class. Tizoc sings, plays trumpet and performs regularly as part of the Mariachi group TLAQUEPAQUE.

Suggested direction for 2009-10: Continue implementing the 9-year "Arts for All" strategic plan, adopted unanimously by the Board of Education in 2005.

1. **Theatre** - JAMS and Lincoln do not have a theatre program, but Malibu MS does. We would like students at all our SMMUSD middle schools to have access to a standards-based theatre program.
2. **Visual Arts** - There are no district-funded elementary visual arts programs. While most elementary schools in the district have a PTA-funded or P.S. Arts visual arts program, Edison does not have a visual arts program, and Will Rogers may not

be able to continue funding its art program next year due to the impact of the current economy. Following the "Arts for All" plan, implement a district-wide program with credentialed art teachers, patterned after the Beverly Hills Unified School District model, starting with 4th and 5th grades.

3. **Dance** - All 4th graders currently participate in a 10-session standards-based dance program taught during P.E. We would like all 5th graders to also have access to standards-based dance instruction.
4. **Music** - Maintain the districtwide Elementary Music program, serving grades 3-5. It forms the foundation of the district's entire music program, acknowledged to be among the finest in the nation.
5. **Scheduling** - Schedule additional "zero period" classes at Samohi, especially for 9th and 10th graders, so that students can schedule arts classes, foreign language classes, and sports.
6. **Transportation** - Provide transportation funding for the Samohi Viking Marching Band and Color Guard, which represent their school and their city at many events each year. Parents have to raise tens of thousands of dollars each year to pay for transportation and instructors in order for all students to participate. Marching Band cannot compete in tournaments without a Color Guard.
7. **Facilities** - Appropriate facilities for Dance, Music, Theatre, and Visual Arts instruction are needed at all elementary schools. "Dedicated" elementary arts classrooms are part of the "Arts for All" strategic plan and should be included in the Prop BB construction program. Some of the middle and high school VAPA facilities also need to be brought up to standard.

Budgetary Implications:

1. Hire 1.0 FTE credentialed Theatre teacher to teach both JAMS and Lincoln Middle School theatre programs: \$70,000
2. Hire 3.0 FTE for a district-wide Elementary Visual Arts program for 4th and 5th graders: \$210,000
3. Fund a 10-session district-wide dance program for 5th graders: \$16,000
4. Maintain funding for the district-wide Elementary Music program.
5. Additional "zero period" classes at Samohi. Cost: TBD
6. Transportation funding for the Samohi Viking Marching Band and Color Guard: \$40,000
7. "Dedicated" elementary VAPA classrooms and improved VAPA facilities at the middle and high schools. Cost: TBD

TO: BOARD OF EDUCATION

INFORMATION

02/19/09

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

RE: MEASURE BB OUTREACH MEETING PRESENTATIONS

INFORMATION ITEM NO. I.02

The Measure BB projects are currently in the construction drawing (CD) phase and far enough along to show the designs and project scope to the public. District staff and Parsons CCM have been attending various PTA and community neighborhood meetings with program overview presentations. We have met or are planning to meet with the following organizations over the last few months in the City of Santa Monica:

January 11	Ocean Park Association
January 15	John Adams MS PTSA
January 26	John Adams Site Governance
February 3	Landscape Workshop including City representatives and community members
February 4	Will Rogers PTA Meeting
February 5	Grant ES Site Governance Meeting
February 12	Friends of Sunset Park Neighborhood
February 16	Wilshire/Montana Neighborhood Coalition (Wilmont) (to be confirmed)
February 25	Lincoln MS - School Site Council
February 26	Lincoln MS Science Club (students)
March 6	John Adams MS Career Day (students)

To be scheduled:

Pico Neighborhood Association

North of Montana Association

Other SM Elementary Schools PTA or Site Governance meetings -

McKinley, Muir/SMASH, Franklin, Roosevelt, Edison