

**Santa Monica-Malibu Unified School District
Board of Education Meeting
UPDATE TO THE AGENDA**

March 5, 2009

CONSENT AGENDA

MAJOR ITEMS

- A.27 Adopt Resolution No. 08-20 – Releasing Certificated Administrators
EDIT: Employee numbers (*pages 2-4 of this Update*)

- A.33 Adopt Resolution No. 08-26 – Regarding the Non-Reelection of
Certificated Probationary Employees
EDIT: Employee numbers (*pages 5-7 of this Update*)

- A.36 Approval of Measure BB Budget Increase for Malibu Middle and High
School Campus Improvements Project: ~~Parking, Traffic, Wastewater
System, and Other Improvements~~
EDIT: Agenda Item Recommendation and Language (*pages 8-9 of this Update*)

DISCUSSION ITEMS

INFORMATION ITEMS

SW

TO: BOARD OF EDUCATION

ACTION/MAJOR

03/05/09

FROM: TIM CUNEO / MICHAEL D. MATTHEWS

UPDATE

RE: ADOPT RESOLUTION NO. 08-20 - RELEASING CERTIFICATED
ADMINISTRATORS

RECOMMENDATION NO. A.27

It is recommended that the Board of Education approve the attached Resolution No.08-20 - Releasing Certificated Administrators, pursuant to Education Code Section 44951 as indicated on the Resolution, effective June 2009.

COMMENT: The Board of Education is required to notify certificated administrators on or before March 15 of its decision to release the employees for the next succeeding school year.

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. 08-20

RESOLUTION RELEASING CERTIFICATED ADMINISTRATORS

WHEREAS, California Education Code Section 44951 requires that unless a certificated employee holding a position requiring an administrative or supervisory credential is sent written notice by registered mail by March 15, or, unless the signature of the employee is obtained on the written notice by March 15 that he or she shall be released from his or her position for the following school year, then he or she shall be continued in the position; and,

WHEREAS, the purpose of California Education Code Section 44951 is to afford affected administrative employees adequate notice of reassignment or release and sufficient time to permit such employees to possibly seek other administrative employment prior to the beginning of the next school year; and,

WHEREAS, the employees listed below are currently employed by the Santa Monica-Malibu Unified School District in positions requiring an administrative credential; and,

WHEREAS, the Board and Superintendent have considered, on an individual basis, the performance of the employees listed below and the anticipated needs of the District and have determined that the certificated employees listed below be given notice of their release from their administrative assignment and salary placement at the end of the 2008-2009 school year.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED, the Board of Education has determined, upon consideration on an individual basis, that the individuals listed below, each of whom is a certificated employee, shall be released from his or her administrative position and salary placement at the end of the 2008-2009 school year, and the Superintendent, or designee, is hereby authorized to give written notice of this action.

5941 7154

The foregoing Resolution was adopted by the Board of Education of the Santa Monica-Malibu Unified School District on the 5th day of March 2009 by the following vote:

Ayes: _____

Noes: _____

Absent: _____

Ralph Mechur, President
Board of Education of the
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 March 5, 2009.

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

TO: BOARD OF EDUCATION

ACTION/MAJOR

03/05/09

FROM: TIM CUNEO / MICHAEL D. MATTHEWS

UPDATE

RE: ADOPT RESOLUTION NO. 08-26 - REGARDING THE NON-
REELECTION OF CERTIFICATED PROBATIONARY EMPLOYEES

RECOMMENDATION NO. A.33

It is recommended that the Board of Education adopt Resolution No.08-26 regarding the non-reelection of certificated probationary employees pursuant to Education Code Section 44929.21(b), effective June 2009.

COMMENT: The Board of Education is required to notify probationary employees on or before March 15 of the employee's second complete consecutive school year of employment of its decision to not reelect the employee for the next succeeding school year.

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. 08-26

RESOLUTION NON-REELECTING CERTIFICATED PROBATIONARY EMPLOYEES:

WHEREAS, pursuant to Education Code Section 44929.21(b), the Board is required to notify probationary employees on or before March 15 of the employee's second complete consecutive school year of employment of its decision to not reelect the employee for the next succeeding school year; and

WHEREAS, the following employees have been employed by this District in positions requiring certification qualifications, and are serving as probationary employees as indicated below:

5775	0848	4193	1779	<u>3481</u>
3616	0689	0307	9231	
2629	2039	4356	9999	

WHEREAS, the performance of each of the above-named employees during his/her probation period has not been sufficient to warrant the continuation of his/her probationary status and/or the granting of tenure;

WHEREAS, it is the Board's intent to not reelect the above-named employees for the subsequent school year, 2009-2010, pursuant to Education Code Section 44929.21(b);

WHEREAS, the decision to non-reelect the above employees is made on an individual basis.

NOW, THEREFORE, BE IT RESOLVED, as follows:

1. That the Board has determined that it is necessary at this time to send notice to each of the individual employees indicated above that he/she will not be reelected for the subsequent school year for the reasons set forth above, and as further supported by documents possessed by the District; and
2. That the Superintendent, or designee, is directed to issue to each individual employee listed above the notice described in Section 44929.21(b) prior to March 15, 2009, that he/she will not be reemployed for the 2009-2010 school year; and

3. That the Superintendent, or designee, is directed to take such further and additional actions as are necessary and appropriate to accomplish 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 5th day of March 2009 by the following vote:

Ayes: _____
Noes: _____
Absent: _____

Ralph Mechur, President
Board of Education of the
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 March 5, 2009.

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

TO: BOARD OF EDUCATION

ACTION/MAJOR

03/05/09

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

RE: APPROVAL OF MEASURE BB BUDGET INCREASE FOR MALIBU MIDDLE AND HIGH SCHOOL CAMPUS IMPROVEMENTS PROJECT: ~~PARKING, TRAFFIC, WASTEWATER SYSTEM, AND OTHER IMPROVEMENTS~~

RECOMMENDATION NO. A.36

It is recommended that the Board of Education approve a budget increase of ~~\$5,888,000~~ \$1,610,000 to provide additional scope for ~~parking, traffic, safety, on-site wastewater treatment system, and other required improvements~~ to the Measure BB Malibu Middle and High School Campus Improvements project, for a total construction budget of ~~\$36,263,000~~ \$31,985,000.

~~Historically, traffic and parking has been a challenge for both the school and local community at the Malibu campus since the high school was added in the 1990s. Concerns regarding student, staff and community safety have been discussed by many groups in several settings over the past years. Most recently, the topic has been reviewed in a series of Community Outreach meetings. Staff and consultants have been working with city representatives, school personnel, traffic engineers and others. A plan has been developed that now addresses a long term problem.~~

~~Additionally, t~~ The State of California Water Quality Control Board requires permits for the operation of on-site wastewater treatment systems. During the course of our extensive preliminary investigations of the site septic systems, it has become apparent that major modifications to the on site wastewater systems are necessary.

Funding Information:

Budgeted: No
Fund: 21
Source: State School Building Fund
Account Number: 21-00000-0-00000-85000-6200-010-2600
Description: Building Improvement

COMMENTS: ~~At the Board meeting of February 5, 2009, proposed traffic and parking recommendations were presented under Discussion Item No. D.01. The architects, together with other consultants, have prepared additional scope descriptions and supporting estimates. Estimates have been reviewed by Parsons/CCM and its independent estimator, Lee Saylor Associates. Following is a table summarizing the proposed added scope and estimated construction costs (current dollars, February 2009):~~

TRAFFIC, PARKING, AND SAFETY	Amount
Right Turn Lane, Morning View Drive (MVD)	\$ 315,549
Expand parking lot to 250 spaces	691,224
Ramp and Stairs, new parking lot	355,093
Coastal Sage Scrub replacement (allowance)	50,000
Bus staging area at main entry	857,615
North lot restripe, reconfigure	215,123
Raised delineators, MVD	50,708
Cabrillo ES Parking and Traffic (allowance)	500,000
Loop road, upper campus	587,304
Library entry courtyard (bus staging)	160,551
Secure perimeter of campus (District Std.)	494,079
Sub-total	\$ 4,278,246

State Water Board Requirements, other	AMOUNT
Septic system improvements	412,283
Secondary treatment system (allowance)	1,000,000
Electric power infrastructure	197,632
Sub-t Total	\$ 1,609,915
Total Increase in Budget Allocation	\$ 5,888,161
Round to:	\$ 5,888,000
	\$ 1,610,000

The budget allocation will be funded by a reallocation from the escalation/market factor budget of the Measure BB program budget. Allocations to other BB projects remain unchanged.

A presentation will accompany this agenda item.

The Measure BB Advisory Budget Sub-committee reviewed the proposed budget reallocation on February 24, 2009. The Measure BB Advisory Committee reviewed and recommended Board Approval of the proposed budget reallocation on March 2, 2009 and recommended Board approval of the on-site waste water scope addition only. Additionally, the Measure BB Advisory Committee recommended that staff and consultants return to the Site Building Committee for the Malibu project for further review of the traffic, parking and safety issues. Additional studies will be performed to determine options, alternatives and recommendations for traffic, parking and safety scope and budget additions to the Malibu Project.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES: