

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

May 26-27, 2010

A special meeting of the Santa Monica-Malibu Unified School District Board of Education will be held on **Wednesday, May 26, 2010**, and may extend to **Thursday, May 27, 2010**, if necessary. The Board of Education will convene the meeting in the **District Administrative Offices**: 1651 16th Street, Santa Monica, CA. The Board of Education will call the meeting to order at 4:00 p.m. on May 26, 2010, in the Board Conference Room at the District Offices, at which time the Board of Education will move to Closed Session regarding the items listed below. The public meeting will begin at 5:30 p.m.

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 just outside the meeting room. Completed cards should be submitted to the Recording Secretary.

Time Certain Items: Those items listed for a specified time (marked in the margin) are so noted to give the public an indication of when the Board will hear that item. 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 (90)

- 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. (40)
- 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. (10)
- Closed session with legal counsel concerning anticipated litigation pursuant to GC §54956.9 as cited in the Brown Act (1 case). (30)
- Closed Session, Superintendent's performance evaluation pursuant to GC §54954.5 as cited in the Brown Act. (10)

IV. BOARD OF EDUCATION – COMMENDATIONS / RECOGNITIONS (0)

V. APPROVAL OF THE AGENDA

VI. APPROVAL OF MINUTES

- April 27, 2010
- May 6, 2010
- May 10, 2010

VII. CONSENT CALENDAR (5)

As agreed by the President, Vice President, and Superintendent during agenda planning, consent agenda items are considered routine, require no discussion, and are normally approved all at once by the Board of Education. However, members of the Board of Education, staff, or the public may request an item be moved from the consent agenda to Section XI (Major Items) for clarification and/or discussion.

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A.13 Contract Amendment #4 for Additional Geotechnical Observation
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If you will require accommodation to participate in the Board meeting, please notify the Superintendent’s Office at least one day prior to the meeting.

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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 is 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,

If you will require accommodation to participate in the Board meeting, please notify the Superintendent’s Office at least one day prior to the meeting. iii

or to refer the matter to staff. This Public Comment section is limited to twenty (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 (35)

The Communications section provides an opportunity for the Board of Education to hear reports from the individuals or committee representatives 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 (15)**
 Pyoung Kim – Santa Monica High School
 Roya Sahafi – Malibu High School
 Emily Yeskel – Olympic High School
- B. SMMCTA Update – Mr. Harry Keiley (5)**
- C. S.E.I.U. Update – Ms. Keryl Cartee-McNeely (5)**
- D. PTA Council – Shari Davis (5)**
- E. Financial Oversight Committee – Paul Silvern (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 (270)

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 Section XII (Discussion Items) of the agenda.

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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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These items are submitted by individual board members for information or discussion, as per Board Policy 9322.

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

A board member or member of the public may request that a matter within the jurisdiction of the board be placed on the agenda of a regular meeting, as per Board Policy 9322. The request shall be in writing and be submitted to the superintendent or designee with supporting documents and information, if any, at least one week before the scheduled meeting date. Items submitted

If you will require accommodation to participate in the Board meeting, please notify the Superintendent’s Office at least one day prior to the meeting. iv

less than a week before the scheduled meeting date may be postponed to a later meeting in order to allow sufficient time for consideration and research of the issue. The board president and superintendent shall decide whether a request is within the subject matter jurisdiction of the board. Items not within the subject matter jurisdiction of the board may not be placed on the agenda. In addition, the board president and superintendent shall determine if the item is merely a request for information or whether the issue is covered by an existing policy or administrative regulation before placing the item on the agenda.

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 report on his/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 under Section III (Closed Session) following the regular business meeting.

XX. ADJOURNMENT

This meeting will adjourn to the next regularly scheduled meeting, which will be held on **Thursday, June 3, 2010**, at 5:30 p.m. at the District Offices.

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 2009-2010

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

July through December 2009					
Month	1 st Thursday	2 nd Thursday	3 rd Thursday	4 th Thursday	Special Note:
July	7/1* DO		7/16 DO		*7/1: Special Meeting
August	8/4* DO		8/20 8/19 DO		*8/4: Special Closed Session
September	9/3 DO		9/17 DO	9/21* DO	First day of school: 9/9 *9/21: Special Closed Session
October	10/1 M		10/15 DO	10/26* DO	*10/26: Special Meeting
November	11/5 M		11/19 DO	11/21* DO	*11/21: Special Meeting Thanksgiving: 11/26-27
December		12/10 DO		winter break	
December 20 – 31: Winter Break					
January through June 2010					
January 1 – 2: Winter Break					
January	1/4* DO	1/14 DO		1/30* DO	*1/4: Special Meeting *1/30: Special Meeting
February	2/1* DO 2/4 M		2/18 DO	2/24* DO	*2/1: Special Meeting *2/24: Special Closed Session
March	3/4 DO		3/18 DO		*Stairway: 3/25 & 3/26
March 29 – April 9: Spring Break					
April	spring break	spring break	4/14* DO	4/22* DO 4/26* DO 4/27* DO	*4/14: Special Meeting *4/22: Open session 6:30pm *4/26: Special Meeting *4/27: Special Meeting
May	5/6 M	5/10* DO	5/20 DO	*5/26-27 DO	*5/10: Special Meeting *5/20: Cancelled *5/26-27: Special Meeting
June	6/3 DO		6/18* DO		*6/18: Friday, June 18 Last day of school: 6/18

District Office (DO): 1651 16th Street, Santa Monica.
 Malibu City Council Chambers (M): 23815 Stuart Ranch Road, Malibu, CA

SMMUSD Board of Education Meeting Schedule 2010-2011

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

July through December 2010					
Month	1 st Thursday	2 nd Thursday	3 rd Thursday	4 th Thursday	Special Note:
July			7/14* DO		*Wednesday, 7/14
August			8/18* DO		*Wednesday, 8/18
September	9/2 DO			9/23 DO	First day of school: 9/8
October	10/7 M		10/21 DO		
November	11/4 M		11/18 DO		Thanksgiving: 11/25-26
December		12/9 DO		winter break	
December 18 – 31: Winter Break					
January through June 2011					
January 1 – 2: Winter Break					
January		1/13 DO			
February	2/3 M		2/17 DO		
March	3/3 DO		3/17 DO	3/31 (5th Thurs.)	
April 16 – May 1: Spring Break					
April		4/14 DO	spring break	spring break	*Stairway: 4/7 & 4/8
May	5/5 M		5/19 DO		
June	6/2 DO		6/16 DO		Last day of school: 6/22

District Office (DO): 1651 16th Street, Santa Monica.
 Malibu City Council Chambers (M): 23815 Stuart Ranch Road, Malibu, CA

**Santa Monica-Malibu Unified School District
Board of Education
May 26-27, 2010**

I. CALL TO ORDER

A. Roll Call

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

Student Board Members

B. Pledge of Allegiance

II. CLOSED SESSION

TO: BOARD OF EDUCATION
FROM: TIM CUNEO
RE: APPROVAL OF MINUTES

ACTION
05/26/10

RECOMMENDATION NO. A.01

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

April 27, 2010
May 6, 2010
May 10, 2010

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

CONSENT ITEMS

TO: BOARD OF EDUCATION

ACTION/CONSENT

05/26/10

FROM: TIM CUNEO / CHIUNG-SALLY CHOU / JANECE L. MAEZ / PEGGY HARRIS /
STUART SAM

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 2009-2010 budget.

Contractor/ Contract Dates	Description	Site	Funding (Measure BB)
Art Meets Technology Maryanne Solomon 7/1/10 to 6/30/11 Not to exceed: \$750	Maintenance of Measure BB website	Measure BB	21-00000-0-00000- 85000-5802-050-2600
CCM Extend contract date from 9/30/09 to 12/31/10 Contract Amendment #4: \$51,000 <i>(Original Contract UC BB08326: \$90,000 Amendment #1, 2, & 3: \$190,000)</i>	Assist in DSA closeouts	Measure BB	21-00000-0-00000- 85000-5802-050-2600

Contractor/ Contract Dates	Description	Site	Funding
Family Services of Santa Monica – Natalie Levine 9/9/09 to 6/18/10 Not to exceed: \$6,000	Counsel students at request of principal for mediation and informational meetings.	SMASH	01-00010-0-11100- 10000-5802-009-4090 (Tier III)
Martha Ramirez-Oropeza 11/1/09 to 5/30/10 Not to exceed: \$5,512.50	Will work as a Visual Arts consultant, providing 10.5 hours per week of visual arts lessons and work with the Cool Tools Players.	Edison Elementary	01-90150-0-11100- 83000-5802-001-4010 (PTA)
The Artist Collective 3/1/10 to 3/24/10 Not to exceed: \$3,000	Teach dance through P.E. classes with 5 groups/5 sessions each	Lincoln Middle School	01-90830-0-17100- 10000-5802-012-4120 (SMMEF-Dream Winds)

<p>Spirit Series</p> <p>5/24/10 to 6/10/10</p> <p>Not to exceed: \$3,650</p>	<p>Standards-based performing arts experience over 2 weeks for 5th grade students.</p>	<p>Muir Elementary</p>	<p><u>\$2,500:</u> 01-00000-0-11100-21000-5802-005-4050 (Tier III)</p> <p><u>\$1,150:</u> 01-30110-0-11100-21000-5802-035-1300 (Title I ARRA)</p>
<p>The Artist Collective</p> <p>4/12/10 to 5/17/10</p> <p>Not to exceed: \$3,000</p>	<p>Six student workshops in dance.</p>	<p>Adams Middle School</p>	<p>01-90830-0-17000-10000-5802-011-4110 (SMMEF-Dream Winds)</p>

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

TO: BOARD OF EDUCATION

ACTION/CONSENT

05/26/10

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

RE: OVERNIGHT FIELD TRIP(S) 2009-2010

RECOMMENDATION NO. A.03

It is recommended that the Board of Education approve the special field trip(s) listed below for students for the 2009-2010 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 th – 12 th 8-10	Buffalo, NY 5/26/10-5/30/10	H. Pedroza/ Teri Jones/ Anita Kemp	\$600 per student by fundraising and parent contribution	ROP	Project ECHO, SAGE students and Virtual Enterprise classes will attend a National SAGE Competition and display their work in 9 projects of entrepreneurship and related subjects.
Samohi 9 th – 12 th 5	Chicago, IL 5/27/10-5/31/10	H. Pedroza/ Ingo Gaida	\$600 per student by fundraising and parent contribution		Five Academic Decathlon students will compete in the National Quiz Bowl Championships against the top 170 teams from around the country.
Samohi 9 th – 12 th 12 – 14	Honolulu, HI 8/11/10-8/18/10	H. Pedroza/ L. Sato/ G. Sato/ N. Trinh/ N. Lacy	\$1,200 per student by fundraising and parent contribution	PE	Students will compete in the 2010 Ann Kang Volleyball Tournament.
Malibu High 11 th – 12 th 19	Wheeler Gorge Campground, Ojai, CA 6/11/10-6/13/10	M. Kelly/ J. Cary	\$50 per student by parent contribution	Science	Students will study biotic and a biotic characteristics of chaparral environment.
Samohi 9 th – 12 th 11	Santa Catalina Island, CA 5/21/10-5/24/10	H. Pedroza / B. Kay	All expenses paid by USC, QuickSilver and Southern CA Edison	Science	Team Marine students will participate in the QuikScience Edison Challenge First Place award trip.
Point Dume 5 th 46	CIMI Toyon Bay, Santa Catalina Island, CA 10/6/10-10/8/10	Chi Kim/ M. Dunn/ K. Jennings	\$325 per student by parent contribution and fundraising	Science	Students will study the marine environment at Catalina with hands-on experiments.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

TO: BOARD OF EDUCATION

ACTION/CONSENT

05/26/10

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

RE: CONFERENCE AND TRAVEL APPROVAL/RATIFICATION

RECOMMENDATION NO. A.05

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

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

<u>NAME</u> <u>SITE</u> Account Number Fund – Resource Number	CONFERENCE NAME LOCATION DATE (S)	COST ESTIMATE
NONE		

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>GONZALEZ, Irene</u> <u>+2 Additional Staff</u> McKinley Elementary 01-30100-0-11100-10000-5220-004-4040 General Fund- Resource: Title I	2010 Distinguished School Awards Reception Anaheim, CA June 4, 2010	\$300 Total
<u>HO, Pat</u> <u>+7 Additional Staff</u> Fiscal Services 01-00000-0-00000-73100-5220-051-2510 General Fund- Function: Fiscal Services	2009-2010 Year –End Closing Area Meetings Downey, CA May 17, 2010	\$160 Total
<u>HYATT, Virginia</u> <u>KAMIBAYASHI, Terry</u> Purchasing/Maintenance 01-00000-0-00000-75300-5220-055-2550 01-81500-0-00000-81100-5220-061-2602 General Fund- Function/Resource: Purchasing/Ongoing Major Maintenance	Understanding California’s New Green Building Code Pasadena, CA May 20, 2010	\$135 Total
<u>TANIOS, Elhamy</u> <u>+2 Additional Staff</u> Fiscal Services 01-00000-0-00000-73100-5220-051-2510 General Fund- Function: Fiscal Services	2010 Governor’s May Revision Workshop Downey, CA May 26, 2010	\$66 Total

Out-of-State Conferences: Individual		
<u>SALMAGGI, Aileen</u> Edison Elementary 01-91700-0-00000-00000-9330-000-0000 General Fund- Resource: Cotsen Family Foundation	August Reading Institute 2010 New York, NY August 16 – 20, 2010	\$650 <i>Pre-pay for 2010/2011</i>

Out-of-State Conferences: Group		
NONE		

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

TO: BOARD OF EDUCATION

ACTION/CONSENT

05/26/10

FROM: TIM CUNEO / CHIUNG-SALLY CHOU / TOM WHALEY

RE: PERMIT TO USE CIVIC AUDITORIUM FACILITIES

RECOMMENDATION NO. A.05

Amendment of previous contract approved by the Board on January 14, 2010 for Permit #6462, agreement with the City of Santa Monica for the use of the authorized premises of the Santa Monica Civic Auditorium for a total fee not to exceed \$13,000. This fee includes estimated equipment, labor and services provided by the Civic Auditorium. **The amount of increase is \$294 for parking and 10% tax for a total fee not to exceed \$13,294.**

FUNDING INFORMATION

SOURCE: GENERAL FUND RESTRICTED - **GIFTS**
CURRENTLY BUDGETED: YES
ACCOUNT NUMBER: 01-90120-0-17300-10000-5630-030-1300
DESCRIPTION: LEASE-RENTAL/STAIRWAY-GIFT/CURRICULUM

BACKGROUND INFORMATION

This agreement is made between the City of Santa Monica (“the City”) and the Santa Monica-Malibu Unified School District (“Permittee”) for Stairway of the Stars event at the Civic Auditorium.

To use and occupy the authorized premises described below, on the date(s) and time(s) described, for the activities and at the rental described as follows:

EVENT TITLE: **STAIRWAY OF THE STARS**
AUTHORIZED PREMISES: Main Hall, Lobby and East Wing

DAY	DATE	TIME	ACTIVITY	RENTAL
Wednesday	3/24/10	12:00-8:00pm	Move-in/Rehearsal	Waived
Thursday	3/25/10	8:00-3:00pm	Rehearsal	Waived
Thursday	3/25/10	7:30-10:30pm	Event	Waived
Friday	3/26/10	7:30-10:30pm	Event	Waived
Friday	3/26/10	10:30 pm-midnight	Move-out	Waived

Total Base Rental \$0

Event Time: Thursday and Friday, March 25 & 26, 2010 at 7:30 p.m.

A copy of contract is available at Superintendent’s Office, Fiscal Services, Insurance Office and Educational Services- VAPA Department

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

TO: BOARD OF EDUCATION

ACTION/CONSENT

05/26/10

FROM: TIM CUNEO / CHIUNG-SALLY CHOU

RE: APPOINTMENT OF CIF LEAGUE REPRESENTATIVES 2010-11

RECOMMENDATION NO. A.06

It is recommended that the Board of Education accept the following persons to represent the respective school as the school's league representative:

Norm Lacy
Chris Neier

Santa Monica High School
Malibu High School

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

TO: BOARD OF EDUCATION

ACTION/CONSENT

05/26/10

FROM: TIM CUNEO / CHIUNG-SALLY CHOU / SARA WOOLVERTON

RE: APPROVAL OF SPECIAL EDUCATION CONTRACTS – 2009-2010

RECOMMENDATION NO. A.07

It is recommended that the Board of Education approve the following Special Education Contracts for fiscal year 2009-2010 as follows:

NPS

2009-2010 Budget 01-65000-0-57500-11800-5125-043-1400

Nonpublic School/Agency	SSID	Service Description	Contract Number	Cost Not to Exceed
The Learning Clinic	7103131716	NPS	#73-SPED10199	\$ 10,965
Heritage School	1148819523	NPS	#74-SPED10203	\$ 5,507

Amount Budgeted NPS 09/10		\$ 1,500,000
Prior Board Authorization as of 05/06/10		\$ 1,959,526
	Balance	\$ -459,526
Positive Adjustment (See Below)		\$ 0
		\$ -459,526
Total Amount for these Contracts		\$ 16,472
	Balance	\$ -475,998

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 2009-10 in the amount of \$0 as of 05/20/10					
NPS	Service Description	Contract Number	Reduce (R) Eliminate (E)	Adjusted Amount	Comment

NPA

2009-2010 Budget 01-65000-0-57500-11800-5126-043-1400

Nonpublic School/Agency	SSID	Service Description	Contract Number	Cost Not to Exceed
Empowertech	4119528780	Assistive Technology Assessment	#48-SPED10202	\$ 1,000
EBS Healthcare	Various	Staffing	#39-SPED10169	\$ 2,355
360 Degree Customers, Inc.	Various	Staffing	#49-SPED10205	\$ 6,435
Believeability	7103160966	AT Assessment	#50-SPED10161	\$ 165
Believeability- increase contract	8109056608	AT Assessment	\$36-SPED10155	\$ 495
Premier Healthcare Services, LLC	Various	Staffing	#51-SPED10204	\$ 5,040

Amount Budgeted NPA 09/10		\$ 860,000
Prior Board Authorization as of 05/06/10		\$ 833,795
	Balance	\$ 26,205
Positive Adjustment (See Below)		\$ 1,000
		\$ 27,205
Total Amount for these Contracts		\$ 15,490
	Balance	\$ 11,715

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 2009-10 in the amount of \$ 1,000 as of 5/20/10					
NPA	Service Description	Contract Number	Reduce (R) Eliminate (E)	Adjusted Amount	Comment
Empowertech	AT assessment	#5-SPED10054	R	\$ 1,000	

NPS/ NPA PRE SCHOOL

2009-2010 Budget 01-65000-0-57300-11800-5126-043-1400

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

Amount Budgeted NPA Pre School 09/10		\$ 140,000
Prior Board Authorization as of 05/06/10		\$ 0
	Balance	\$ 140,000
Total Amount for these Contracts		\$ 0
	Balance	\$ 140,000

Instructional Consultants

2009-2010 Budget 01-65000-0-57500-11900-5802-043-1400

Instructional Consultant	SSID	Service Description	Contract Number	Cost Not to Exceed
Sandra Kaler	DOB 5/3/93	Assessment	#47-SPED10201	\$ 1,700
Psychological Testing Services	3119528597	Evaluation	Note: revise contract #46-SPED10200 #46-SPED10020	No increase in contract amount.
Accomodating Ideas- contract increase	Various	Translation services	#32-SPED10123	\$ 2,500
Administrative Services Coop – contract increase	Various	Transportation	#36-SPED10156	\$ 1,957
Dr. Trang Nguyen- contract increase	8168094178	Vision Therapy	#25-SPED10101	\$ 1,500
The Kelter Center	9155041301	Educational Therapy	#48-SPED10207	\$ 3,900

Amount Budgeted Instructional Consultants 09/10		\$ 380,000
Prior Board Authorization as of 05/06/10		\$ 556,604
	Balance	\$ -176,604
Positive Adjustment (See Below)		\$ 0
		-176,604
Total Amount for these Contracts		\$ 11,557
	Balance	\$ -188,161

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 2009-10 in the amount of \$ as of 05/20/10.					
Instructional Consultant	Service Description	Contract Number	Reduce (R) Eliminate (E)	Adjusted Amount	Comment

Instructional Consultants -INFANT

2009-2010 Budget 01-65000-0-57100-11900-5802-043-1400

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

Amount Budgeted Instructional Consult-Infants 09/10		\$ 20,000
Prior Board Authorization as of 05/06/10		\$ 15,450
	Balance	\$ 4,550
Total Amount for these Contracts		\$ 0
	Balance	\$ 4,550

Instructional Consultants -PRE SCHOOL

2009-2010 Budget 01-65000-0-57300-11900-5802-043-1400

Nonpublic School/Agency	SSID	Service Description	Contract Number	Cost Not to Exceed
Samantha Fogel- increase contract	DOB 12/29/04	ASL Assessment	#3-SPED10197	\$ 50

Amount Budgeted Instruct Consult-Pre School 09/10		\$ 100,000
Prior Board Authorization as of 05/06/10		\$ 2,250
	Balance	\$ 97,750
Total Amount for these Contracts		\$ 50
	Balance	\$ 97,700

Adjustment					
Instructional Consultants- Pre School Budget 01-65000-0-57300-11900-5802-043-1400					
There has been a reduction in authorized expenditures of Instructional Consultants – Pre School contracts for FY 2009-10 in the amount of \$ 0 as of 05/20/10					
Instructional Consultant	Service Description	Contract Number	Reduce (R) Eliminate (E)	Adjusted Amount	Comment

Non-Instructional Consultants

2009-2010 Budget 01-65000-0-57500-11900-5890-043-1400

Non-Instructional Consultant	SSID	Service Description	Contract Number	Cost Not to Exceed

Amount Budgeted Non-Instructional Consultants 09/10		\$ 299,000
Prior Board Authorization as of 05/06/10		\$ 301,211
	Balance	\$ -2,211
Positive Adjustment (See Below)		\$ 0
Total Amount for these Contracts		\$ 0
	Balance	\$ -2,211

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 2009-10 in the amount of \$ 0 as of 05/20/10.					
Non- Instructional Consultant	Service Description	Contract Number	Reduce (R) Eliminate (E)	Adjusted Amount	Comment

Legal

2009-2010 Budget 01-65000-0-57500-11900-5820-043-1400

Legal Contractor	Service Description	Contract Number	Cost Not to Exceed
Grey & Grey	Legal services	#5-SPED10206	\$ 30,011

Amount Budgeted Legal Services 09/10		\$ 700,000
Prior Board Authorization as of 4/2210		<u>105,720</u>
	Balance	\$ 594,280
Adjustments for this period		<u>\$ 0</u>
		594,280
Total Amount for these Contracts		<u>\$ 30,011</u>
	Balance	\$ 564,269

Adjustment				
Legal Services Budget 01-65000-0-57500-11900-5820-043-1400				
There has been a reduction in authorized expenditures of Legal Services contracts for FY 2009-10 in the amount of \$ 0 as of 05/20/10.				
Legal Contractor	Contract Number	Reduce (R) Eliminate (E)	Adjusted Amount	Comment

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 recommendations 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

05/26/10

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

RE: AWARD OF PURCHASE ORDERS – 2009-2010

RECOMMENDATION NO. A.08

It is recommended that the Board of Education approve the following Purchase Orders and Changed Purchase Orders from April 28, 2010, through May 11, 2010, for fiscal /10.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

PURCHASE ORDERS TO BE APPROVED AT THE BOARD MEETING OF MAY 20, 2010

U-GENERAL FUND,UNRESTRICTED R-GENERAL FUND,RESTRICTED A-ADULT ED CD-CHILD DEVELOPMENT F-CAFETERIA
 SF-SPECIAL FINANCING (FLEX) BB,X-BONDS D-DEVELOPER FEES SR-SPECIAL RESERVE CAPITAL
 DF-DEFERRED MAINTENANCE SM-STATE MODERNIZATION

PO NO.	VENDOR	DESCRIPTION	LOCATION	AMOUNT	
<u>*** NEW PURCHASE ORDERS ***</u>					
106238	A-Z BUS SALES	OPEN ORDER FOR BUS REPAIRS	TRANSPORTATION	10,000.00	R
106367	ABLELINK TECHNOLOGIES INC	POCKET PC AND SOFTWARE	SPECIAL EDUCATION REGULAR YEAR	1,261.03	R
106234	ACTIVE DATA EXCHANGE INC	District Calendar Project	INFORMATION SERVICES	6,005.13	U
106300	AL THORNES DISCING SERVICE	GROUND CONTRACT MALIBU DISC	GROUND MAINTENANCE	5,800.00	R
106372	ARGO FLEET SERVICES	OPERATIONS' VEHICLE REPAIRS	GROUND MAINTENANCE	100.00	R
106331	ASR FOOD DISTRIBUTORS INC	PRODUCE	FOOD SERVICES	15,000.00	F
106353	ASSOC OF SCH ADMINISTRATORS	ADVERTISING	PERSONNEL SERVICES	500.00	U
106239	ATLANTIC EXPRESS OF LA INC	Open order for field trip	SANTA MONICA HIGH SCHOOL	475.00	R
106250	ATLANTIC EXPRESS OF LA INC	FIELD TRIP, FRANKLIN ELEM	FRANKLIN ELEMENTARY SCHOOL	1,020.00	R
106329	ATLANTIC EXPRESS OF LA INC	TRANSPORTATION TO CULVER HIGH	SANTA MONICA HIGH SCHOOL	385.00	U
106345	ATLANTIC EXPRESS OF LA INC	FIELD TRIP, 4/28/10	TRANSPORTATION	475.00	R
106346	ATLANTIC EXPRESS OF LA INC	FIELD TRIP, 5/7/10	TRANSPORTATION	770.00	R
106269	AVON CAR RENTAL	VAN OR CAR RENTAL-ATHL TEAMS	SANTA MONICA HIGH SCHOOL	1,300.00	U
106230	BATES, KELLY	REIMBURSE-PROJECT SAFE ZONE	SANTA MONICA HIGH SCHOOL	2,384.12	R
106307	BEST BUY	CAMERA, OPERATIONS' SUPPLIES	GROUND MAINTENANCE	110.37	R
106314	BISHOP COMPANY	OPERATIONS GROUND EQUIPMENT	GROUND MAINTENANCE	1,998.57	R
106309	BRETFORD MANUFACTURING INC	REPLACEMENT SWIVEL WHEEL	STATE AND FEDERAL PROJECTS	51.95	R
106268	CALIFORNIA CONSTRUCTION	HEAT REMEDY PROJECT 3 SITES	FACILITY MAINTENANCE	59,141.11	DF
106301	CANON BUSINESS SOLUTIONS-WEST	CANON COPIER FOR OFFICE	JOHN MUIR ELEMENTARY SCHOOL	7,672.37	U
106303	CANON BUSINESS SOLUTIONS-WEST	COPIER MAINTENANCE AGREEMENT	JOHN MUIR ELEMENTARY SCHOOL	242.40	U
106304	CANON BUSINESS SOLUTIONS-WEST	CANON COPIER	JOHN MUIR ELEMENTARY SCHOOL	9,677.50	R
106305	CANON BUSINESS SOLUTIONS-WEST	COPIER MAINTENANCE AGREEMENT	JOHN MUIR ELEMENTARY SCHOOL	346.60	U
106325	CDS PTA	REIMBURSEMENT	CHILD DEVELOPMENT CENTER	100.00	CD
106232	CHEVRON U.S.A. INC.	OPEN ORDER - GASOLINE	INFORMATION SERVICES	1,000.00	U
106260	DISCOUNT SCHOOL SUPPLY	INSTRUCTIONAL GRANT, SUPPLIES	CHILD DEVELOPMENT CENTER	313.10	R
106337	DISCOUNT SCHOOL SUPPLY	INSTRUCTIONAL	CHILD DEVELOPMENT CENTER	174.56	CD
106255	DOALL INDUSTRIAL SUPPLY	INDUSTRIAL SUPPLIES	SANTA MONICA HIGH SCHOOL	79.36	R
106242	ENGLER BROS MOTOR PARTS	OPEN ORDER FOR REPAIRS/PARTS	TRANSPORTATION	300.00	R
106326	EVETT'S MODEL SHOP	SMMEF GRANT	CHILD DEVELOPMENT CENTER	168.80	R
106275	FLEETPRIDE	REPAIR PARTS - REGULAR ED.	TRANSPORTATION	381.05	R
106235	GALE CENGAGE LEARNING	E-BOOK ACCESS SUBSCRIPTION	SANTA MONICA HIGH SCHOOL	50.00	U
106236	GALE CENGAGE LEARNING	E-BOOK ACCESS SUBSCRIPTION	SANTA MONICA HIGH SCHOOL	50.00	U
106292	GALE SUPPLY CO	TOWELS	PRINTING SERVICES	111.95	U
106311	GALE SUPPLY CO	SUMMER/CUSTODIAL	CHILD DEVELOPMENT CENTER	425.28	CD
106318	GALE SUPPLY CO	SUMMER/CUSTODIAL	CHILD DEVELOPMENT CENTER	493.77	CD
106333	GALE SUPPLY CO	CUSTODIAL	CHILD DEVELOPMENT CENTER	68.70	CD
106240	GREEN THUMB INTERNATIONAL	WOOD SHOP SUPPLIES	MALIBU HIGH SCHOOL	109.75	R
106263	GRIEGO, ORLANDO	REIMB. FOR SUPPLIES	FOOD SERVICES	50.00	F
106330	HENRY RADIO INC	BATTERIES, SECURITY RADIOS	JOHN ADAMS MIDDLE SCHOOL	197.28	R
106254	HILLYARD FLOOR CARE SUPPLY	PREGAME COURT SOLUTION	SANTA MONICA HIGH SCHOOL	181.27	R
106267	HIRSCH PIPE & SUPPLY	MAINTENANCE-PLUMBING SUPPLIES	FACILITY MAINTENANCE	1,500.00	R
106369	HOROWITZ, JEFFREY D	DISPLACEE COST REIM @ EDISON	EDISON ELEMENTARY SCHOOL	234.79	
106211	INTELLI-TECH	LASER JET PRINTER	SAINT ANNE'S PRIVATE SCHOOL	2,673.41	R
106212	INTELLI-TECH	SMALL FORM FACTOR DESKTOP	SAINT ANNE'S PRIVATE SCHOOL	25,047.30	R
106266	INTELLI-TECH	HP ELITEBOOK (LAPTOP)	SAINT ANNE'S PRIVATE SCHOOL	1,325.54	R
106290	INTERNATIONAL PAPER	COPY PAPER	PRINTING SERVICES	2,458.40	U
106310	JOSTENS/DIPLOMAS	DIPLOMAS	SANTA MONICA HIGH SCHOOL	1,000.00	R

PURCHASE ORDERS TO BE APPROVED AT THE BOARD MEETING OF MAY 20, 2010

U-GENERAL FUND, UNRESTRICTED R-GENERAL FUND, RESTRICTED A-ADULT ED CD-CHILD DEVELOPMENT F-CAFETERIA
 SF-SPECIAL FINANCING (FLEX) BB,X-BONDS D-DEVELOPER FEES SR-SPECIAL RESERVE CAPITAL
 DF-DEFERRED MAINTENANCE SM-STATE MODERNIZATION

PO NO.	VENDOR	DESCRIPTION	LOCATION	AMOUNT	
106257	LAKESHORE (PICK UP ONLY)	INSTRUCTIONAL MATERIALS	CHILD DEVELOPMENT CENTER	300.00	CD
106293	LAKESHORE (PICK UP ONLY)	INSTRUCTIONAL ITEMS	CHILD DEVELOPMENT CENTER	60.00	CD
106204	M & M LIFT INC	OPERATIONS GROUNDS VEHICLE REP	GROUNDS MAINTENANCE	1,257.37	R
106370	MANCE, MIKE J.	OPEN ORDER OPERATIONS EQUIP	GROUNDS MAINTENANCE	1,500.00	R
106271	OFFICE MAX	COPY PAPER	SANTA MONICA HIGH SCHOOL	9,245.34	R
106262	ORIENTAL TRADING CO INC	INSTRUCTIONAL GRANT, SUPPLIES	CHILD DEVELOPMENT CENTER	81.32	R
106265	PACIFIC PLUMBING	MAINTENANCE-PLUMBING SUPPLIES	FACILITY MAINTENANCE	1,500.00	R
106366	PEARSON ASSESSMENTS	VMI FORMS	SPECIAL EDUCATION REGULAR YEAR	654.43	R
106276	PREMIER SCHOOL AGENDAS	STUDENT EDITION PLANNERS	MCKINLEY ELEMENTARY SCHOOL	881.22	R
106244	R G ENTERPRISES	SMOG CERTIFICATE	TRANSPORTATION	680.00	R
106256	RAYCOM/MOBILE RELAY ASSOCIATES	EMERGENCY RADIO REPAIRS	FACILITY MAINTENANCE	500.00	R
106038	RELIANCE COMMUNICATIONS INC	MAINTENANCE - SUPPORT PLAN	INFORMATION SERVICES	589.00	U
106168	RENAISSANCE LEARNING INC	ACCELERATED MATH SOFTWARE	SAINT ANNE'S PRIVATE SCHOOL	7,134.44	R
106272	RICOH BUSINESS SOLUTIONS	STAPLE REFILLS	SANTA MONICA HIGH SCHOOL	466.86	R
106364	RICOH BUSINESS SOLUTIONS	PRINTER AND ACCESSORIES	SAINT ANNE'S PRIVATE SCHOOL	1,590.69	R
106365	RICOH BUSINESS SOLUTIONS	MAINTENANCE AGREEMENT-PRINTER	SAINT ANNE'S PRIVATE SCHOOL	32.61	R
106248	SANTA MONICA AUTO GROUP	BUS REPAIRS	TRANSPORTATION	685.05	R
106205	SANTA MONICA FORD	VEHICLE 30 REPLACEMENT	TRANSPORTATION	22,090.45	R
106280	SCHOOL ANNUAL PUBLISHING	SCHOOL ANNUALS	MCKINLEY ELEMENTARY SCHOOL	3,149.83	R
106264	SCHOOL NUTRITION SERVICES	SAFETY & SANITATION PROGRAM	FOOD SERVICES	8,400.00	F
106299	SHIVERS, PAUL	TREE TRIMMING CONTRACT	GROUNDS MAINTENANCE	2,700.00	R
106332	SIMPLEXGRINNELL	FIRE ALARM REPAIR AT LINCOLN	FACILITY MAINTENANCE	2,223.66	R
106348	SIMPLEXGRINNELL	FIRE ALARM SERVICE CALL ADAMS	FACILITY MAINTENANCE	388.32	R
106295	SIR SPEEDY PRINTING #0245	BUSINESS CARDS	CHILD DEVELOPMENT CENTER	57.07	CD
106341	SMART & FINAL	OPEN ORDER/FOOD & CLEANING	CHILD DEVELOPMENT CENTER	200.00	CD
106237	SOUTHLAND LUMBER AND SUPPLY CO	OPEN ORD CARPENTRY SUPPLIES	FACILITY MAINTENANCE	2,000.00	R
106233	STAPLES INC & SUBSIDIARIES INC	Open	INFORMATION SERVICES	200.00	U
106296	STAR INC	FIELD TRIP	CHILD DEVELOPMENT CENTER	200.00	CD
106360	SURVEYMONKEY.COM,LLC	SURVEY SERVICE	SANTA MONICA HIGH SCHOOL	239.40	U
106273	TALBOTT, DEBORAH	REIMBURSEMENT FOR FILED TRIP	MCKINLEY ELEMENTARY SCHOOL	1,610.00	R
106349	TCI - BERLIN TIRE CENTERS LLC	AUTOMOTIVE PARTS	TRANSPORTATION	2,909.00	R
106226	TEAM DISTRIBUTIONS INC	OPER ORDER PAPER PRODUCTS	FOOD SERVICES	4,500.00	F
106241	THE JASON PROJECT	SCIENCE/TECHNOLOGY TEACHER PK	STATE AND FEDERAL PROJECTS	2,126.56	R
106252	TRUCK SPECIALTY SERVICE INC	REPAIRS - BUS #15	TRANSPORTATION	710.51	R
106274	TRUCK SPECIALTY SERVICE INC	BUS REPAIRS	TRANSPORTATION	950.43	R
106249	TUMBLEWEED EDUCATIONAL	SPECIAL EDUCATION ROUTE	TRANSPORTATION	3,535.00	R
106343	TUMBLEWEED EDUCATIONAL	SPECIAL EDUCATION BUS ROUTE	TRANSPORTATION	3,358.25	R
106347	TUMBLEWEED EDUCATIONAL	Field Trip	TRANSPORTATION	545.00	R
106200	UNIVERSAL PRINTWORKS INC.	OPEN ORDER-FORMS/PAPER/LABELS	INFORMATION SERVICES	6,000.00	U
106196	US BANK (GOVT CARD SERVICES)	SOFTWARE LICENSE/VIDEO TRAIN'G	INFORMATION SERVICES	5,474.86	U
				** NEW PURCHASE ORDERS	282,135.62

**** FACILITY IMPROVEMENTS: BONDS/STATE MODERNIZATON/NEW CONSTRUCTION/DEVELOPER FEES ****

106286	AT&T	VOIP CABLING AT SAMOHI	SANTA MONICA HIGH SCHOOL	69,390.42	BB
106287	AT&T	NETWORK STATIONS-VARIOUS SCH	EDISON ELEMENTARY SCHOOL	9,850.67	BB
106355	AT&T	VOIP-DISTRICTWIDE	BUSINESS SERVICES	41,016.32	BB
106246	DAILY BREEZE,THE	MEASURE BB ADVERTISEMENT	BUSINESS SERVICES	5,000.00	BB
106247	MALIBU SURFSIDE NEWS	MEASURE BB ADVERTISEMENT	BUSINESS SERVICES	5,000.00	BB
106283	SANTA MONICA DAILY PRESS	OPEN PO FOR ADVERTISEMENT	BUSINESS SERVICES	500.00	BB

** FACILITY IMPROVEMENTS: BONDS/STATE MODERNIZATON/NEW CONSTRUCTION/DEVELOPER FEES 130,757.41

TO: BOARD OF EDUCATION
FROM: TIM CUNEO / JANECE L. MAEZ / PAT HO
RE: ACCEPTANCE OF GIFTS – 2009/2010

ACTION/CONSENT
05/26/10

RECOMMENDATION NO. A.09

It is recommended that the Board of Education accept, with gratitude, checks and gifts totaling \$28,672.71 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 2009-2010 income and appropriations by \$28,672.71 as described on the attached listing.

This report details only gifts of cash or non-cash items. It includes all contributions made by individuals or companies and some of the contributions made by our PTA's. Contributions made by a PTA in the form of a commitment and then billed are reported in a different resource. A final report that compiles all gift, PTA and Equity Fund contributions is prepared and available annually.

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 2009/2010

School/Site Account Number	Gift Amount	Equity Fund 15% Contrib.	In-kind Value	Donor	Purpose
JAMS 01-90120-0-00000-00000-8699-011-0000					
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	\$ 15,185.00 \$ 1,115.00	\$ - \$ -		Various Parents Various Parents	General Supplies and Materials General Supplies and Materials
CDS 12-90120-0-00000-00000-8699-070-0000					
Edison 01-90120-0-00000-00000-8699-001-0000					
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					
Malibu High School 01-90120-0-00000-00000-8699-010-0000					
McKinley 01-90120-0-00000-00000-8699-004-0000					
Muir 01-90120-0-00000-00000-8699-005-0000					
Olympic HS 01-90120-0-00000-00000-8699-014-0000					
Rogers 01-90120-0-00000-00000-8699-006-0000	\$ 11,434.00	\$ -		Various Parents	Field Trip
Roosevelt 01-90120-0-00000-00000-8699-007-0000	\$ 42.00	\$ -		Various Parents	Field Trip

BOE Date: 05/26/10

Current Gifts and Donations 2009/2010

School/Site Account Number	Gift Amount	Equity Fund 15% Contrib.	In-kind Value	Donor	Purpose
Samohi 01-90120-0-00000-00000-8699-015-0000	\$ 157.00 \$ 16.75	\$ - \$ 2.96		Various Ohiopyle Prints, Inc.	General Supplies and Materials 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	\$ 720.00	\$ -		Various Music Parents	General Supplies and Materials
Student & Family Services 01-90120-0-00000-00000-8699-040-0000					
Special Education 01-90120-0-00000-00000-8699-044-0000					
Information Services 01-90120-0-00000-00000-8699-054-0000					
Food and Nutrition Services 01-90120-0-00000-00000-8699-057-0000					
District 01-90120-0-00000-00000-8699-090-0000					
TOTAL	\$ 28,669.75	\$ 2.96	\$ -		

BOE Date: 05/26/10

Current Gifts and Donations 2009/2010

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	\$ 68,938.39			\$ 68,938.39	.		\$ -
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	\$ 6,723.24	\$ 16,300.00	\$ -	\$23,023.24			\$ -
CDS 12-90120-0-00000-00000-8699-070-0000	\$ 3,500.00			\$ 3,500.00	\$ 125.00		\$ 125.00
Edison 01-90120-0-00000-00000-8699-001-0000	\$ 2,028.02			\$ 2,028.02			\$ -
Franklin 01-90120-0-00000-00000-8699-002-0000	\$ 1,246.04			\$ 1,246.04			\$ -
Grant 01-90120-0-00000-00000-8699-003-0000				\$ -			\$ -
Lincoln 01-90120-0-00000-00000-8699-012-0000	\$ 222.04			\$ 222.04			\$ -
Malibu High School 01-90120-0-00000-00000-8699-010-0000 <i>Malibu Shark Fund - Resource #90141</i>	\$ 28,589.60			\$28,589.60			\$ -
McKinley 01-90120-0-00000-00000-8699-004-0000	\$ 10,421.36			\$10,421.36			\$ -
Muir 01-90120-0-00000-00000-8699-005-0000	\$ 1,417.16			\$ 1,417.16			\$ -
Olympic HS 01-90120-0-00000-00000-8699-014-0000	\$ 882.00			\$ 882.00			\$ -
Rogers 01-90120-0-00000-00000-8699-006-0000	\$ 8,381.87	\$ 11,434.00	\$ -	\$19,815.87			\$ -
Roosevelt 01-90120-0-00000-00000-8699-007-0000	\$ 1,923.45	\$ 42.00	\$ -	\$ 1,965.45			\$ -
Samohi 01-90120-0-00000-00000-8699-015-0000	\$ 21,242.00	\$ 173.75	\$ 2.96	\$21,418.71	\$ 4,271.30		\$ 4,271.30
Pt. Dume Marine Science 01-90120-0-00000-00000-8699-019-0000	\$ 1,450.00			\$ 1,450.00			\$ -
Webster 01-90120-0-00000-00000-8699-008-0000				\$ -			\$ -

BOE Date: 05/26/10

Current Gifts and Donations 2009/2010

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				\$ -			\$ -
Educational Services 01-90120-0-00000-00000-8699-030-0000	\$ 70,802.07	\$ 720.00		\$ 71,522.07	\$ 1,935.00		\$ 1,935.00
Student and Family Support Services 01-90120-0-00000-00000-8699-041-0000				\$ -			\$ -
Special Education 01-90120-0-00000-00000-8699-044-0000				\$ -			\$ -
Information Services 01-90120-0-00000-00000-8699-054-0000				\$ -			\$ -
District 01-90120-00000-0-00000-8699-090-0000				\$ -			\$ -
Food & Nutrition Services 01-90120-0-00000-00000-8699-070-0000				\$ -			\$ -
TOTAL GIFTS	\$ 227,767.24	\$ 28,669.75	\$ 2.96	\$256,439.95	\$ 6,331.30	\$ -	\$ 6,331.30
			Total Equity Fund 15% Contribs.				
Total Cash Gifts for District:		\$ 28,669.75	\$ 2.96		Total In-Kind Gifts:	\$ -	

TO: BOARD OF EDUCATION

ACTION/CONSENT

05/26/10

FROM: TIM CUNEO / WILBERT YOUNG

RE: APPROVE PERSONNEL COMMISSION BUDGET FOR 2010-11

RECOMMENDATION NO. A.10

It is recommended that the Board of Education approve the Personnel Commission Budget for 2010-11.

COMMENTS: At its May 11, 2010, meeting, the Personnel Commission held a public hearing and adopted its budget for 2010-11. The commission is required by Education Code Section 45253 to conduct a public hearing and adoption of its proposed budget by May 30 of each year.

Once approved, the Personnel Commission's budget is forwarded to the County Superintendent for action.

Attached is the budget for board approval.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

PERSONNEL COMMISSION
SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT
Regular Meeting: Tuesday, May 11, 2010

AGENDA ITEM NO: IV.A.2.

SUBJECT: Public Hearing and Adoption: Fiscal Year 2010–2011 Proposed Personnel Commission Budget: *See attached*

BACKGROUND INFORMATION:

The Personnel Commission is required by Education Code Section §45253 to conduct a public hearing and adoption for its proposed budget by May 30th of each year. Proper notice of this public hearing and adoption has been sent to the Board of Education and the Administration. The Personnel Commission should consider the input of interested parties who wish to address the Personnel Commission on its budget. This budget is the culmination of the Personnel Commission's review and input from a previous regular meeting held on April 13, 2010.

The proposed budget reflects a one percent (1%) decrease from the 2009-2010 adopted budget. Significant decreases have been in the areas of Supplies/Equipment Replacement and Operating Expenses. Please note that for object codes 2000 (Classified Salaries) and 3000 (Employee Benefits), a five (5)-day furlough is reflected for the 2009-2011 proposed budget.

The Personnel Commission budget shall then be forwarded to the County Superintendent for action, along with the "*Notification of District Intent to Concur With or Reject the Proposed Fiscal Year 2010-2011 Personnel Commission Budget.*" If the County Superintendent proposes to reject the budget as submitted by the Personnel Commission, or is requested in writing by the Governing Board to reject the budget, he or she shall, within thirty (30) days after the Personnel Commission's submission of the budget, hold a public hearing on the proposed rejection. A Governing Board's request that the County Superintendent reject the Personnel Commission budget must be received within thirty (30) days following the County Superintendent's receipt of the proposed budget so that a hearing can be held within the legal time limits. In the absence of an approval by the County Superintendent, the Personnel Commission will be requested to prepare a new budget not to exceed the budget of the preceding fiscal year of 2009-2010, and the terms of expenditure shall be determined by the Personnel Commission.

DIRECTOR'S RECOMMENDATION

The Director of Classified Personnel recommends that the Personnel Commission conduct a public hearing on the proposed fiscal year 2010-2011 budget.

Motion by: _____
Second by: _____
Vote: _____

DIRECTOR'S RECOMMENDATION

The Director of Classified Personnel recommends that the Personnel Commission approve and adopt its proposed budget for fiscal year 2010-2011, in accordance with Education Code Section §45253.

Motion by: _____
Second by: _____
Vote: _____



Los Angeles County
Office of Education

Leading Educators • Supporting Students • Serving Communities

Division of Business Advisory Services

Annual Budget of Personnel Commission

Fiscal Year 2010-2011

(Education Code Section 45253)

Santa Monica - Malibu Unified School District, Los Angeles County, California.

Notice of Public Hearing by the Personnel Commission

To the Governing Board and District Administration:

The Public Hearing on this proposed budget will be held at

1651 Sixteenth Street, Santa Monica, California 90404

(Place)

on May 11, 2010 at 5:30 o'clock P. M.

You are invited to attend and present your views.

Signed

Dr. Wilbert Young
Chairman or Director of Personnel Commission

Adopted Annual Budget of Personnel Commission

To: Los Angeles County
Office of Education

This proposed budget was adopted subsequent to a public hearing by the Personnel Commission of the District.

Date of meeting May 11, 2010

Signed

Chairman or Director of Personnel Commission

Approval Annual Budget of Personnel Commission

To the Governing Board and Personnel Commission:

This report has been examined and approved by

Los Angeles County Office of Education

By _____, Deputy

Date _____, 2010

LOS ANGELES COUNTY OFFICE OF EDUCATION
Division of Business Advisory Services

NOTIFICATION OF DISTRICT INTENT TO CONCUR WITH OR REJECT THE
PROPOSED FISCAL YEAR 2010-11 PERSONNEL COMMISSION BUDGET

_____ The governing board concurs with the proposed fiscal year 2010-11 Personnel Commission budget.

_____ The governing board intends to request that the County Superintendent of Schools reject the Personnel Commission's budget and follow the provisions of Education Code (EC) Section 45253 or EC Section 88073. **The superintendent, on behalf of the district governing board, will be submitting a formal written request that the Los Angeles County Superintendent of Schools reject the budget.**

_____ The governing board neither concurs with nor intends to request that the County Superintendent reject the Personnel Commission's budget.

Date

District Name

Signature
District Superintendent/President

NOTE: The "Notice of Intent" **must** be attached to the proposed Personnel Commission budget when it is submitted to the Los Angeles County Office of Education.

**Personnel Commission Proposed Budget
2010-2011**

Object Code	Expenditure by Object	Column I 2008-2009 Actual (dollars only)	Column II 2009-2010 Actual (dollars only)	Column III 2010-2011 Actual or Estimated (dollars only)	Column IV Maintenance Actual or Estimated \$/-/-
2000	Classified Salaries¹	355,110	359,085	362,649	3,564
2319	Commission Members ²	2,400	2,000	2,000	0
2300	Director	118,104	118,109	121,750	3,641
2317-					
2410	Personnel Analyst/ Technicians/Admin.	229,606	234,976	236,899	1,923
---	Other ³	5,000	4,000	2,000	-2,000
3000	Employee Benefits	121,530	126,256	128,108	1,852
	Subtotal (Obj. Codes 2 & 3)	476,640	485,341	490,757	5,416
4000	Supplies and Equipment Replacement	15,800	9,000	8,000	-1,000
4310	General Supplies and Materials	14,800	9,000	8,000	-1,000
4400	Non-Capital Equipment	1,000	0	0	0
5000	Operating Expenses	41,050	26,800	18,000	-8,800
5210	Mileage Reimbursement	500	200	200	0
5220	Conference/Travel Expense	2,800	2,500	1,000	-1,500
5300	Dues and Memberships	1,500	1,300	1,300	0
5640	Repair by Vendor	0	0	0	0
5650	Maintenance Agreement	10,500	9,000	9,000	0
5710	Direct Cost TRF-Intrafund	1,700	1,500	1,500	0
5750	FNS Receptions	0	300	0	-300
5802	Independent Contractors/Consultants	12,000	3,000	0	-3,000
5810	Advertising	12,000	7,000	4,000	-3,000
5820	Legal Costs	0	2,000	1,000	-1,000
5890	Other Operating Expenses	0	0	0	0
5910	Postage and Postage Meters	50	0	0	0

Personnel Commission Proposed Budget 2010-2011

Object Code	Expenditure by Object	Column I 2008-2009 Actual (dollars only)	Column II 2009-2010 Actual (dollars only)	Column III 2010-2011 Actual or Estimated (dollars only)	Column IV Maintenance Actual or Estimated \$/+/-
6000	Equipment	0	0	0	0
	37810				
	Subtotal (Obj. Codes 4, 5 & 6)	56,850	35,800	26,000	-9,800
	Appropriation for Contingencies ⁴				
	Total Expenditures	533,490	521,141	516,757	-4,384
		Actual Expenses			
			Amount Budgeted	516,757	-1%

¹Do not include those expenditures not directly attributable to the activities of the Commission and their employees. For example, salaries of administrators having a line responsibility for all district operations should not be prorated even though some time may be spent working with the personnel director.

²Salaries for Commission members should not be included without prior and specific authorization by the Governing Board.

(E.C. Section 45250)

³ Additional clerical support for Classified Personnel office.

⁴Include as Appropriation for Contingencies only such amount as may seem necessary for unforeseen requirements.

Annual Financial and Budget Report

Fiscal Year 2010-2011

Expenditure by Object	Column I 2008-2009 Actual (dollars only)	Column II 2009-2010 Actual or Estimated (dollars only)	Column III 2010-2011 Budget (dollars only)
2000 Classified Salaries ¹			
Commission Members ²	\$ 2,400.00	\$ 2,000.00	\$ 2,000.00
Director	118,104.00	118,109.00	121,750.00
Secretaries, Clerks	229,606.00	234,976.00	236,899.00
Other	5,000.00	4,000.00	2,000.00
3000 Employee Benefits	121,530.00	126,256.00	128,108.00
Subtotal	476,640.00	485,341.00	490,757.00
4000 Supplies and Equipment Replacement	15,800.00	9,000.00	8,000.00
5000 Operating Expenses	41,050.00	26,800.00	18,000.00
6000 Equipment	0.00	0.00	0.00
Subtotal	56,850.00	35,800.00	26,000.00
Appropriation for Contingencies ³	0.00	0.00	0.00
Total Expenditures	\$ 533,490.00	\$ 521,141.00	\$ 516,757.00
	Actual Expense	\$ 521,141.00	
		Amount Budgeted	\$ 516,757.00

¹ Do not include those expenditures not directly attributable to the activities of the Commission and their employees. For example, salaries of administrators having a line responsibility for all district operations should not be prorated even though some time may be spent working with the personnel director.

² Salaries for Commission members should not be included without prior and specific authorization by the Governing Board. (E.C. Section 45250)

³ Include as Appropriation for Contingencies only such amount as may seem necessary for unforeseen requirements.

TO: BOARD OF EDUCATION

ACTION/CONSENT

05/26/10

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

RE: APPROVAL FOR DISPOSAL/RECYCLE OF SURPLUS EQUIPMENT

RECOMMENDATION NO. A.11

It is recommended that the Board of Education approve the disposal, sale, recycling or donation of the surplus equipment and furniture listed below.

COMMENT: All items are obsolete, beyond economic repair, unusable or deemed as surplus. Items will be disposed of in accordance with Educational Code 17545-17555.

SITE	TYPE	MAKE	MODEL	QTY	SERIAL NUMBER	ACQUIRED	SMMUSD ASSET NUMBER
Adult Education	Computer	Gateway	E-4000	27	23224556	6/1/2001	9677
					3030384	unknown	none
					30303851	unknown	none
					30303852	unknown	none
					30303853	unknown	none
					30303855	unknown	none
					30303856	unknown	none
					30303857	unknown	none
					30303858	unknown	none
					33211589	5/13/2004	16156
					002-9948425	4/10/2003	14201
					002-9948426		14202
					002-9948427		14203
					002-9948428		14204
					002-9948429		14205
					002-9948430		14206
					002-9948431		14207
					002-9948432		14208
					002-9948433		14209
					002-9948434		14210
					002-9948435		14211
					002-9948437		14213
					002-9948439		14215
					002-994844	unknown	none
					002-9948440	4/10/2003	14216
					002-9948441		14217
					002-9948442		14218

SITE	TYPE	MAKE	MODEL	QTY	SERIAL NUMBER	ACQUIRED	SMMUSD ASSET NUMBER
Roosevelt Elementary	TV	RCA	F27733SB	1	639211762	1/1/1983	4606
Santa Monica High School	Computer	Gateway	E-4000	1	30336868	6/16/2003	12586
	DigiRack	Pro	MX001	1	OT48072	<i>unknown</i>	<i>none</i>
Santa Monica High School	Copier	Canon	CAN1491A002	1	TDV55107	6/30/2002	13872
Cabrillo Elementary School	Computer Equipment	Gateway	E3400-933	5	24485941	8/30/2001	12682
					24485946		12683
					24485945		12685
					24485949		12686
					24485948		12693
Point Dume Elementary School	Computer Equipment	Gateway	E3200	1	11480050	11/6/1998	6847
Point Dume Elementary School	Computer Equipment	Gateway	E3200-550	1	17411349	9/12/2000	8771
Board Office	InkJet Printer	Hewlett-Packard	C6409A	1	MY93HIB26D	4/10/2000	7536
Lincoln Middle School	Overhead Projector	Elmo	HP-L3550H	3	372642	<i>unknown</i>	<i>none</i>
					388620	<i>unknown</i>	<i>none</i>
					334369	<i>unknown</i>	<i>none</i>
Lincoln Middle School	Overhead Projector	Elmo	HP-L355	6	116717	<i>unknown</i>	<i>none</i>
					566988	<i>unknown</i>	<i>none</i>
					993245	<i>unknown</i>	<i>none</i>
					530875	<i>unknown</i>	<i>none</i>
					110390	<i>unknown</i>	<i>none</i>
					545233	<i>unknown</i>	<i>none</i>
Lincoln Middle School	Copier	Canon	IR210S	1	NPR21795	<i>unknown</i>	<i>none</i>
Santa Monica High School	Warming Cart	Crescor	5495039	1	HJGK5086	9/20/1996	5190
Grant Elementary	Milk Cooler	Beverage Aire	SM34N	1	3904051	9/4/1996	5176
Franklin Elementary	Oven Stacking-Single	Franklin	6/13	1	N/A	1/1/1993	2503

SITE	TYPE	MAKE	MODEL	QTY	SERIAL NUMBER	ACQUIRED	SMMUSD ASSET NUMBER
Will Rogers Elementary	Duplicator, Digital	Risograph	CR1600	1	EQ1496	9/7/1999	7506
Educational Services	Facsimile Machine	NEC	560	1	F354U01397	<i>unknown</i>	13236
Board Office	Laser Printer	Hewlett-Packard	HP-33491A	1	3211J08734	1/1/1991	4975
Board Office	Laser Printer	Hewlett-Packard	C4216A	1	USJG001871	7/1/2000	8116
Board Office	Laser Printer	Hewlett-Packard	C3166A	1	USBC013505	<i>unknown</i>	<i>none</i>
Board Office	Facsimile Machine, Laser	Panasonic	UF585	1	1000901011	10/31/2000	8328
Board Office	CPU with Monitor & Keyboard	Gateway	E3600	1	27221934	6/18/2002	11521
Food Services	Deck Oven	Blodget	981	1	35598N	01/01/1978	1868
Santa Monica High School	Wheel Balancer	FMC	4100	1	E41BC104	1/1/1985	26
Santa Monica High School	Engine Tester	Sun	920	1	21A6288	1/1/1985	15
Santa Monica High School	Engine Tester	Sun	740	1	18A2809	1/1/1985	16
Santa Monica High School	Distributor Tester	Sun	404	1	43B3716	1/1/1985	19
Santa Monica High School	Distributor Tester	Sun	DT500	1	15A2381	1/1/1985	36
John Muir Elementary School	Copier	Canon	IR3570	1	KFV12807	8/22/2005	17872
John Muir Elementary School	Copier	Canon	IR5570	1	KHT04027	8/22/2005	17872

(Continued on next page)

The following vehicles will be sold as surplus. Vehicles are beyond economic repair and exceed the District standard of a 10 year replacement cycle.

LOCATION	UNIT	MAKE	MODEL	MFG YEAR	VEHICLE IDENTIFICATION NUMBER	LICENSE NUMBER	ASSET/TAG NUMBER
Transportation	---	GMC	Bus Lift Van	1983	1GDKP32M8C350421	unavailable	96000253
Transportation	---	Crown	Bus	1985	IC9EJ15A1FL10219	unavailable	96000242
Transportation	29A	Ford	---	1988	1FDJF37M7JKB34020	E487496	---
Grounds	90	Toro	---	1990	FN00182	lawn mower	96001181
Grounds	92	John Deere	3235	1996	3049D00292	lawn mower	980001
Maintenance	48	Ford	Ranger	1999	1FTYR10X1XPB57632	1017428	---

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

TO: BOARD OF EDUCATION

ACTION/CONSENT

05/26/10

FROM: TIM CUNEO / JANECE L. MAEZ / STUART A. SAM

RE: CONTRACT AMENDMENT #18 – ADDITIONAL SERVICES TO PROVIDE ADDITIONAL TRAFFIC STUDY AND MODELING FOR OFF-SITE IMPROVEMENTS AND PREPARATION OF GRANT APPLICATIONS FOR SEVERAL PROGRAMS – OFF-SITE TRAFFIC PROJECTS – PBS&J – MEASURE BB

RECOMMENDATION NO. A.12

It is recommended that the Board of Education approve Contract Amendment #18 with PBS&J for additional services for Traffic engineering and analysis, grant writing and community coordination in support of the proposed off-site traffic improvements at Morning View drive and the Malibu HS and Cabrillo ES campuses in the amount of \$45,665 for a total contract amount of \$1,010,740.

Funding Information

Budgeted: Yes

Fund: 21

Source: Measure BB

Account Number: 21-00000-0-00000-85000-5802-010-2600 - \$22,833

Account Number: 21-00000-0-00000-85000-5802-017-2600 - \$22,832

Description: Consultant Services

COMMENTS: On April 2, 2009, the Board of Education approved a contract amendment with PBS&J to perform additional traffic studies and community meetings to investigate options for off-site traffic improvements on Morning View Drive, Malibu HS and Cabrillo ES to alleviate the traffic congestion during student drop-off and pick-up.

This Contract Amendment #18, in the amount of \$45,665, includes additional traffic engineering and flow analysis to verify that the proposed improvements will operate in an effective way to relieve the existing traffic congestion. The contract amendment also includes preparation of grant applications for the Federal and Caltrans Safe Routes to School programs, and the FHWA Local Highway Safety Improvement Program. An optional fee is also included in the total for Gary Carlin, who no longer works for PBS&J, to participate in community meetings if the District determines that it is needed.

These costs will be funded from the Off Site traffic budget board approved on 5/7/2009 (A.38) which specifically lists traffic improvements and the application for additional grant funding as a reason for the original budget allocation. The total contract amount, if this contract amendment is approved, will be \$1,010,740.

(Continued on next page)

ORIGINAL CONTRACT AMOUNT	\$152,745
CONTRACT AMENDMENT #1 (Public Outreach)	70,150
CONTRACT AMENDMENT #2 (CEQA, 6 Schools)	281,809
CONTRACT AMENDMENT #3 (Archeo Survey)	9,146
CONTRACT AMENDMENT #4 (Lighting Study)	10,913
CONTRACT AMENDMENT #5 (CEQA Add Service)	44,949
CONTRACT AMENDMENT #6 (CEQA, 5 Schools)	102,005
CONTRACT AMENDMENT #7 (Malibu, Traffic)	63,706
CONTRACT AMENDMENT #8 (Malibu, EIR)	61,873
CONTRACT AMENDMENT #9 (Malibu Football)	4,200
CONTRACT AMENDMENT #10 (Lincoln MS Shade & Shadow Study)	3,755
CONTRACT AMENDMENT #11 (Malibu HS Temp Football Lighting, Viewpoint Luminescence Study)	2,200
CONTRACT AMENDMENT #12 (Lincoln MS Lighting study)	3,173
CONTRACT AMENDMENT #13 (John Adams Additional historic review)	1,100
CONTRACT AMENDMENT #14 (Lincoln Additional coordination and revisions)	23,215
CONTRACT AMENDMENT #15 (Lincoln NOD filing fees)	2,284
CONTRACT AMENDMENT #16 (John Adams additional coordination and revisions; NOD filing fees)	9,023
CONTRACT AMENDMENT #17 (Malibu Additional coordination and revisions)	118,829
CONTRACT AMENDMENT #18 (Malibu Off-Site Traffic engineering and Grant application)	45,665
TOTAL CONTRACT AMOUNT	\$1,010,740

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

TO: BOARD OF EDUCATION

ACTION/CONSENT

05/26/10

FROM: TIM CUNEO / JANECE L. MAEZ / STUART A. SAM

RE: CONTRACT AMENDMENT #4 FOR ADDITIONAL GEOTECHNICAL OBSERVATION AND TESTING SERVICES – JOHN ADAMS MIDDLE SCHOOL – REPLACEMENT OF CLASSROOM BUILDINGS E, F, & G, NEW ADMINISTRATION, MODERNIZATION AND SITE IMPROVEMENTS – RELOCATABLES (PACKAGE 2A) – CONVERSE CONSULTANTS – MEASURE BB

RECOMMENDATION NO. A.13

It is recommended that the Board of Education approve Contract Amendment #4 with Converse Consultants to provide for additional Geotechnical Observation and Testing Services for John Adams Middle School - Replacement of Classroom Buildings E, F & G, New Administration, Modernization and Site Improvements Project – Relocatables (Package 2A), in the amount of \$15,540, for a total contract amount of \$87,897.

Funding Information

Budgeted: Yes
Fund: 21
Source: Measure BB
Account Number: 21-00000-0-00000-85000-5802-011-2600
Description: Consultant Services

COMMENTS: The Board of Education previously approved Converse Consultants as one of the three (3) pre-qualified Geotechnical consultants on the cities of Santa Monica and Malibu. The firms are being assigned projects as the need arises and depending on their familiarity with and availability for the assignment. District staff requested a proposal from Converse Consultants to provide Geotechnical Observation and Testing Services for the John Adams MS Relocatables Project. This project will be constructed simultaneously with the John Adams MS Site Improvements at Perimeter of Athletic Fields (Green Fringe) Project, but as it was approved under a separate DSA approval, inspection services will be contracted and tracked separately. The contract award for this project is scheduled to be submitted to the Board for approval on June 3, 2010.

Contract Amendment #4, for \$15,540, is for Geotechnical Observation and Testing Services during grading activities at the John Adams Middle School - Replacement of Classroom Buildings E, F & G, New Administration, Modernization and Site Improvements Project – Relocatables (Package 2A). The revised contract total will be \$87,897. This cost was anticipated within the budget.

(Continued on next page)

ORIGINAL CONTRACT – John Adams MS	\$26,950
ORIGINAL CONTRACT – Lincoln MS	28,250
CONTRACT AMENDMENT #1 (Adams testing)	8,545
CONTRACT AMENDMENT #2 (Additional Adams testing)	5,682
CONTRACT AMENDMENT #3 (Adams Field Investigation – parking lot)	2,930
CONTRACT AMENDMENT #4 (Adams Relos - geotech observ. & testing)	15,540
TOTAL:	\$87,897

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

TO: BOARD OF EDUCATION

ACTION/CONSENT

05/26/10

FROM: TIM CUNEO / JANECE L. MAEZ / STUART A. SAM

RE: CONTRACT AMENDMENT #5 FOR ADDITIONAL GEOTECHNICAL OBSERVATION AND TESTING SERVICES – JOHN ADAMS MIDDLE SCHOOL – REPLACEMENT OF CLASSROOM BUILDINGS E, F, & G, NEW ADMINISTRATION, MODERNIZATION AND SITE IMPROVEMENTS – SITE IMPROVEMENTS AT PERIMETER OF ATHLETIC FIELDS (GREEN FRINGE) (PACKAGE 1) – CONVERSE CONSULTANTS – MEASURE BB

RECOMMENDATION NO. A.14

It is recommended that the Board of Education approve Contract Amendment #5 with Converse Consultants to provide for additional Geotechnical Observation and Testing Services for John Adams Middle School - Replacement of Classroom Buildings E, F & G, New Administration, Modernization and Site Improvements Project – Site Improvements at Perimeter of Athletic Fields (Green Fringe) (Package 1), in the amount of \$11,040, for a total contract amount of \$98,937.

Funding Information

Budgeted: Yes
Fund: 21
Source: Measure BB
Account Number: 21-00000-0-00000-85000-5802-011-2600
Description: Consultant Services

COMMENTS: The Board of Education previously approved Converse Consultants as one of the three (3) pre-qualified Geotechnical consultants on the cities of Santa Monica and Malibu. The firms are being assigned projects as the need arises and depending on their familiarity with and availability for the assignment. District staff requested a proposal from Converse Consultants to provide Geotechnical Observation and Testing Services for the John Adams MS - Site Improvements at Perimeter of Athletic Fields (Green Fringe) Project. This project will be constructed simultaneously with the John Adams MS - Relocatables Project, but as it was approved under a separate DSA approval, inspection services will be contracted and tracked separately. The contract award for this project is scheduled to be submitted to the Board for approval on June 3, 2010.

Contract Amendment #5, for \$11,040, is for Geotechnical Observation and Testing Services during grading activities at the John Adams Middle School - Replacement of Classroom Buildings E, F & G, New Administration, Modernization and Site Improvements Project – Green Fringe Project (Package 1). The revised contract total will be \$98,937. This cost was anticipated within the budget.

ORIGINAL CONTRACT – John Adams MS	\$26,950
ORIGINAL CONTRACT – Lincoln MS	28,250
CONTRACT AMENDMENT #1 (Adams testing)	8,545
CONTRACT AMENDMENT #2 (Additional Adams testing)	5,682
CONTRACT AMENDMENT #3 (Adams Field Investigation – parking lot)	2,930
CONTRACT AMENDMENT #4 (Adams Relos - geotech observ. & testing) (A.13)	15,540
CONTRACT AMENDMENT #5 (Adams Green Fringe geotech observ testing) (A.14)	11,040
TOTAL:	\$98,937

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

TO: BOARD OF EDUCATION

ACTION/CONSENT

05/26/10

FROM: TIM CUNEO / JANECE L. MAEZ / STUART A. SAM

RE: CONTRACT AMENDMENT #6 FOR ADDITIONAL GEOTECHNICAL OBSERVATION AND TESTING SERVICES – LINCOLN MIDDLE SCHOOL – REPLACEMENT OF CLASSROOM BUILDING C, MODERNIZATION AND SITE IMPROVEMENTS – RELOCATABLES (PACKAGE 1A) – CONVERSE CONSULTANTS – MEASURE BB

RECOMMENDATION NO. A.15

It is recommended that the Board of Education approve Contract Amendment #6 with Converse Consultants to provide for additional Geotechnical Observation and Testing Services for Lincoln Middle School - Replacement of Classroom Building C, Modernization and Site Improvements Project – Relocatables (Package 1A), in the amount of \$11,870, for a total contract amount of \$110,807.

Funding Information

Budgeted: Yes
Fund: 21
Source: Measure BB
Account Number: 21-00000-0-00000-85000-5802-012-2600
Description: Consultant Services

COMMENTS: The Board of Education previously approved Converse Consultants as one of the three (3) pre-qualified Geotechnical consultants on the cities of Santa Monica and Malibu. The firms are being assigned projects as the need arises and depending on their familiarity with and availability for the assignment. District staff requested a proposal from Converse Consultants to provide Geotechnical Observation and Testing Services for the Lincoln MS - Relocatables Project. The contract award for this project is scheduled to be submitted to the Board for approval on June 3, 2010.

Contract Amendment #6, for \$11,870, is for Geotechnical Observation and Testing Services during grading activities at the Lincoln Middle School - Replacement of Classroom Building C, Modernization and Site Improvements Project – Relocatables (Package 1A). The revised contract total will be \$110,807. This cost was anticipated within the budget.

(Continued on next page)

ORIGINAL CONTRACT – John Adams MS	\$26,950
ORIGINAL CONTRACT – Lincoln MS	28,250
CONTRACT AMENDMENT #1 (Adams testing)	8,545
CONTRACT AMENDMENT #2 (Additional Adams testing)	5,682
CONTRACT AMENDMENT #3 (Adams Field Investigation – parking lot)	2,930
CONTRACT AMENDMENT #4 (Adams Relos - geotech observ. & testing) (A.13)	15,540
CONTRACT AMENDMENT #5 (Adams Green Fringe geotech observ testing) (A.14)	11,040
CONTRACT AMENDMENT #6 (Lincoln Relos – geotech observ testing) (A.15)	11,870
TOTAL:	\$110,807

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

TO: BOARD OF EDUCATION

ACTION/CONSENT

05/26/10

FROM: TIM CUNEO / JANECE L. MAEZ / STUART A. SAM

RE: CONTRACT AMENDMENT #20 FOR ADDITIONAL ARCHITECTURAL SERVICES FOR SANITARY SEWER REPLACEMENT – JOHN ADAMS MIDDLE SCHOOL – REPLACEMENT OF CLASSROOM BUILDINGS E, F, & G, NEW ADMINISTRATION, MODERNIZATION AND SITE IMPROVEMENTS – OSBORN ARCHITECTS – MEASURE BB

RECOMMENDATION NO. A.16

It is recommended that the Board of Education approve Contract Amendment #20 with Osborn Architects to provide additional architectural and engineering services for the design and documentation of replacement of portions of the existing sanitary sewer system in support of the John Adams Middle School - Replacement of Classroom Buildings E, F & G, New Administration, Modernization and Site Improvements Project, in an amount of \$5,298 for a total contract amount of \$2,643,745.

Funding Information

Budgeted: Yes
Fund: 21
Source: State School Building Fund
Account Number: 21-00000-0-00000-85000-5802-011-2600
Description: Consultant Services

COMMENTS: Based on results of utility inspection and sewer area study survey provided by the District it was determined that portions of the existing sanitary sewer lines serving the John Adams MS site are not adequate to support the planned development of the campus.

District staff requested that Osborn provide a proposal to provide architectural and engineering services to incorporate the recommended replacement scope per the recommendations of the utility inspection performed by AST, including the following scope of work:

- Architectural and Civil coordination with AST and review of reports and exhibits.
- Revisions to Construction Documents and incorporation into DSA approved drawings.
- Construction Administration and Closeout Services.

This Contract Amendment #20, for \$5,298, is for architectural and engineering services for the design and documentation of replacement of portions of the existing sanitary sewer system in support of the John Adams Middle School - Replacement of Classroom Buildings E, F & G, New Administration, Modernization and Site Improvements Project. The revised contract total will be \$2,643,745.

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ORIGINAL CONTRACT AMOUNT (Prog./Schematic Design)	\$ 493,220
CONTRACT AMENDMENT #1 (Rogers ES Prog./Schematic Design)	100,620
CONTRACT AMENDMENT #2 (DD/CD/CA)	1,661,925
CONTRACT AMENDMENT #3 (Adams MS tennis courts/parking lot)	38,000
CONTRACT AMENDMENT #4 (Adams MS landscaped perimeter)	75,500
CONTRACT AMENDMENT #5 (Grant ES Safety Proj.)	28,200
CONTRACT AMENDMENT #6 (Rogers ES Safety & Security Proj.)	16,600
CONTRACT AMENDMENT #7 (Adams MS add'l services coord.)	17,000
CONTRACT AMENDMENT #8 (Adams interim housing)	28,110
CONTRACT AMENDMENT #9 (Adams electrical upgrade)	40,460
CONTRACT AMENDMENT #10 (Grant additional gate)	7,640
CONTRACT AMENDMENT #11 (Rogers gate)	5,200
CONTRACT AMENDMENT #12 (Adams paved break-out area)	5,600
CONTRACT AMENDMENT #13 (Adams grading revisions)	1,800
CONTRACT AMENDMENT #14 (Adams prior DSA Application Cert.-Bldg K)	28,420
CONTRACT AMENDMENT #15 (Adams site plan revisions)	9,618
CONTRACT AMENDMENT #16 (Rogers pre-school relos)	31,240
CONTRACT AMENDMENT #17 (Washington School Feasibility Phase 1)	35,150
CONTRACT AMENDMENT #18 (John Adams MS water lines revisions)	2,474
CONTRACT AMENDMENT #19 (Adams DSA Compliance – Bldg K)	11,670
<u>CONTRACT AMENDMENT #20 (Adams sewer replacement)</u>	<u>5,298</u>
TOTAL CONTRACT AMOUNT	\$2,643,745

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

TO: BOARD OF EDUCATION

ACTION/CONSENT

05/26/10

FROM: TIM CUNEO / JANECE L. MAEZ / STUART A. SAM

RE: CONTRACT AMENDMENT #21 FOR ADDITIONAL ARCHITECTURAL SERVICES FOR REVISIONS TO RELOCATABLES – JOHN ADAMS MIDDLE SCHOOL – REPLACEMENT OF CLASSROOM BUILDINGS E, F, & G, NEW ADMINISTRATION, MODERNIZATION AND SITE IMPROVEMENTS – OSBORN ARCHITECTS – MEASURE BB

RECOMMENDATION NO. A.17

It is recommended that the Board of Education approve Contract Amendment #21 with Osborn Architects to provide additional architectural and engineering services for revisions to add a restroom at the nurse's office at the relocatable building in support of the John Adams Middle School - Replacement of Classroom Buildings E, F & G, New Administration, Modernization and Site Improvements Project – Relocatables (Package 2A), in an amount of \$7,945 for a total contract amount of \$2,651,690.

Funding Information

Budgeted: Yes
Fund: 21
Source: State School Building Fund
Account Number: 21-00000-0-00000-85000-5802-011-2600
Description: Consultant Services

COMMENTS: During the initial planning phases for the Measure BB project, it was assumed that the temporary nurse's office could use the staff restroom at the adjacent Building A. After DSA approval of the relocatables, the site determined that it would be preferable to accommodate a restroom immediately adjacent to the nurse's office.

District staff requested that Osborn provide a proposal to provide architectural and engineering services to incorporate a restroom in the relocatable housing to temporary nurse's office, including the following scope of work:

- Architectural coordination with Portable Provider Mobile Modular.
- Architectural & Civil coordination with Utility Inspection Company and review of reports/exhibits.
- Revisions to Construction Documents and incorporation into DSA approved drawings.
- Construction Administration and Closeout Services.

This Contract Amendment #21, for \$7,945, is for architectural and engineering services for revisions to add a restroom at the nurse's office at the relocatable building in support of the John Adams Middle School - Replacement of Classroom Buildings E, F & G, New Administration, Modernization and Site Improvements Project – Relocatables (Package 2A). The revised contract total will be \$2,651,690.

(Continued on next page)

ORIGINAL CONTRACT AMOUNT (Prog./Schematic Design)	\$ 493,220
CONTRACT AMENDMENT #1 (Rogers ES Prog./Schematic Design)	100,620
CONTRACT AMENDMENT #2 (DD/CD/CA)	1,661,925
CONTRACT AMENDMENT #3 (Adams MS tennis courts/parking lot)	38,000
CONTRACT AMENDMENT #4 (Adams MS landscaped perimeter)	75,500
CONTRACT AMENDMENT #5 (Grant ES Safety Proj.)	28,200
CONTRACT AMENDMENT #6 (Rogers ES Safety & Security Proj.)	16,600
CONTRACT AMENDMENT #7 (Adams MS add'l services coord.)	17,000
CONTRACT AMENDMENT #8 (Adams interim housing)	28,110
CONTRACT AMENDMENT #9 (Adams electrical upgrade)	40,460
CONTRACT AMENDMENT #10 (Grant additional gate)	7,640
CONTRACT AMENDMENT #11 (Rogers gate)	5,200
CONTRACT AMENDMENT #12 (Adams paved break-out area)	5,600
CONTRACT AMENDMENT #13 (Adams grading revisions)	1,800
CONTRACT AMENDMENT #14 (Adams prior DSA Application Cert.-Bldg K)	28,420
CONTRACT AMENDMENT #15 (Adams site plan revisions)	9,618
CONTRACT AMENDMENT #16 (Rogers pre-school relos)	31,240
CONTRACT AMENDMENT #17 (Washington School Feasibility Phase 1)	35,150
CONTRACT AMENDMENT #18 (John Adams MS water lines revisions)	2,474
CONTRACT AMENDMENT #19 (Adams DSA Compliance – Bldg K)	11,670
CONTRACT AMENDMENT #20 (Adams sewer replacement)	5,298
CONTRACT AMENDMENT #21 (Adams restroom at temporary nurse's office)	7,945
TOTAL CONTRACT AMOUNT	\$2,651,690

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

TO: BOARD OF EDUCATION

ACTION/CONSENT

05/26/10

FROM: TIM CUNEO / JANECE L. MAEZ / STUART A. SAM

RE: CONTRACT AMENDMENT #24 FOR ADDITIONAL ARCHITECTURAL SERVICES FOR REVISIONS TO SCIENCE LAB LAYOUTS AT BUILDING E – LINCOLN MIDDLE SCHOOL – REPLACEMENT OF CLASSROOM BUILDING C, MODERNIZATION AND SITE IMPROVEMENTS PROJECT – WWCOT – MEASURE BB

RECOMMENDATION NO. A.18

It is recommended that the Board of Education approve Contract Amendment #24 with WWCOT to provide architectural and engineering services to revise science lab layouts for the Lincoln Middle School Lincoln Middle School - Replacement of Classroom Building C, Modernization and Site Improvements Project (Modernization - Package 1B), in an amount of \$11,198 for a total contract amount of \$4,044,935.

Funding Information

Budgeted: Yes
Fund: 21
Source: Building Fund
Account Number: 21-00000-0-00000-85000-5802-012-2600
Description: Consultant Services

COMMENTS: The design and documentation for the Lincoln Middle School - Replacement of Classroom Building C, Modernization and Site Improvements Project was based on the Draft Science Classroom Templates issued to the Measure BB architects in February 2008. The draft templates were developed with representatives from Educational Services and the school sites and indicated a standard of 28 students and 1400 square feet at middle school science labs. During the Construction Documents Phase for this project, the standard was revised by the District to 32 students, with a minimum of 7 lab stations and 8 lab stations preferred.

District staff requested that WWCOT study the possibility of adding a science lab station at the science labs in the modernization of Building E at Lincoln MS to increase to 8 lab stations. WWCOT submitted a proposal to incorporate this revision into the project prior to final DSA approval. At their April 22, 2010 meeting, Board of Education approved CA #23 to provide for a similar revision at the new building at Lincoln MS.

This WWCOT Contract Amendment #24, for \$11,198, is for architectural and engineering services to provide architectural and engineering services to revise science lab layouts for the Lincoln Middle School Lincoln Middle School - Replacement of Classroom Building C, Modernization and Site Improvements Project (Modernization - Package 1B), in an amount of \$11,198. The revised contract total will be \$4,044,935.

In addition, the values of Contract Amendments #15 and #16 are revised to reflect the actual values of contract amendments executed with WWCOT.

(Continued on next page)

ORIGINAL CONTRACT AMOUNT (Prog./Schematic Design)	\$	936,032
CONTRACT AMENDMENT #1 (McKinley SDC, Roosevelt Preschool)		131,663
CONTRACT AMENDMENT #2 (Data Center)		99,420
CONTRACT AMENDMENT #3 (DD/CD/CA)		2,195,078
CONTRACT AMENDMENT #4 (Roosevelt Revised Design)		70,435
CONTRACT AMENDMENT #5 (Data Center structural revisions)		6,925
CONTRACT AMENDMENT #6 (McKinley Safety Proj.)		168,697
CONTRACT AMENDMENT #7 (Lincoln MS Revised Design)		92,592
CONTRACT AMENDMENT #8 (Lincoln Fire Protection)		17,538
CONTRACT AMENDMENT #9 (Landscape and Planting Standards)		30,245
CONTRACT AMENDMENT #10 (Add'l Landscape Standards)		5,200
CONTRACT AMENDMENT #11 (PV Standard Specs)		26,100
CONTRACT AMENDMENT #12 (Lincoln Interim housing)		31,755
CONTRACT AMENDMENT #13 (Lincoln sewer line)		15,569
CONTRACT AMENDMENT #14 (Lincoln sprinklers at E)		54,933
CONTRACT AMENDMENT #15 (Data Center fire protection)	23,782	7,913
CONTRACT AMENDMENT #16 (Lincoln trash enclosure design)	15,000	14,989
CONTRACT AMENDMENT #17 (Lincoln additional hydrant)		3,989
CONTRACT AMENDMENT #18 (Data Center, Fire Protection, existing District Office building)		49,036
CONTRACT AMENDMENT #19 (Data Center, Previous DSA Application Certification Study)		13,181
CONTRACT AMENDMENT #20 (Lincoln carpet revisions)		2,264
CONTRACT AMENDMENT #21 (Lincoln hydrant revisions for relocatables)		5,100
CONTRACT AMENDMENT #22 (Data Center, Prev. DSA Appl. Certification Phase 2)		28,005
CONTRACT AMENDMENT #23 (Lincoln science lab revisions – new building)		11,198
CONTRACT AMENDMENT #24 (Lincoln science lab revisions - modernization)		11,198
TOTAL CONTRACT AMOUNT		\$4,029,055

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

TO: BOARD OF EDUCATION

ACTION/CONSENT

05/26/10

FROM: TIM CUNEO / JANECE L. MAEZ / STUART SAM

RE: CONTRACT AMENDMENT #14 FOR REMOVAL AND DISPOSAL OF SOILS FROM MONITORING WELL INSTALLATION FOR THE ON SITE WASTEWATER SYSTEM – MALIBU HIGH SCHOOL AND CABRILLO ELEMENTARY SCHOOL – TOPANGA UNDERGROUND – MEASURE BB

RECOMMENDATION NO. A.19

It is recommended that the Board of Education approve Contract Amendment #14 for \$10,884, to haul off and dispose of stored soils generated in the installation of the groundwater monitoring wells at Malibu HS and Cabrillo ES. These soils were known to have low levels of hydrocarbons and were stored in steel barrels in the bus barn parking lot for later removal.

It is further recommended that contract amendment #10 to Topanga Underground for septic investigations and minor repairs at Point Dume MSES be reduced by \$10,883.36. and that these funds be transferred to fund Contract Amendment 14.

Funding Information:

Budgeted: Yes

Fund: 21

Source: 21-00000-0-00000-85000-5802-019-2600 (\$10,884)

Account Number: 21-00000-0-00000-85000-5802-010-2600 \$10,884

Description: Independent Contractor / Consultant

COMMENTS: The costs for CA 14 include removal, transportation, disposal fees for these soils at a properly licensed disposal site. These costs also include the proper permit fees to the Los Angeles Regional Water Quality Control Board.

On 7/16/2009 the Board of Education approved Contract Amendment number 10 for \$39,465.00 for additional services for the work involved to excavate and expose seepage pits and diversion boxes at Pt. Dume Marine Science Elementary School. The amendment also includes emergency fencing required to secure affected areas and additional labor hours to ensure that the investigation work is completed prior to commencement of summer school.

All of this Contractor's work on the scope of work for CA 10 is complete and the remaining budget is \$11,763.06 remains unexpended. This contract amendment increases the scope of services at Malibu HS by \$10,884, and reduces the scope of services at Point Dume MSES (CA #10) by \$10,884. There will be no impact to the construction budgets for either project. These services are budgeted from the Surveys & Investigations portion of project soft costs. The total Topanga Underground contract amount would be unchanged at \$370,686.

(Continued on next page)

ORIGINAL CONTRACT AMOUNT	\$11,600
Contract Amendment #1 (Septic Analysis)	45,207
Contract Amendment #2 (New Septic Survey)	3,575
Contract Amendment #3 (Water Flow Survey)	108,690
Contract Amendment #4 (Septic Work/Permit)	5,405
Contract Amendment #5 (Septic Excavation)	15,544
Contract Amendment #6 (Form 200s, Webster)	30,000
Contract Amendment #7 (Form 200s, Pt. Dume)	30,000
Contract Amendment #8 (Septic Tanks, Webster)	4,200
Contract Amendment #9 (Sampling, Testing)	68,000 23,000
Contract Amendment #10 (Septic tanks, Pt. Dume)	39,465
Contract Amendment #11 (Water Flow Sur. MHS)	22,000
Contract Amendment #12 (Water Flow Sur. Pt. Dume)	18,000
Contract Amendment #13 (Water Flow Sur. Webster)	14,000
Contract Amendment #14 (Soil Removal MHS) (A.19)	10,884
(CA #14-transfer from CA#10 Pt Dume MSES)	(10,884)
TOTAL CONTRACT AMOUNT	\$370,686

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

TO: BOARD OF EDUCATION

ACTION/CONSENT

05/26/10

FROM: TIM CUNEO / JANECE L. MAEZ / STUART SAM

RE: CONTRACT AMENDMENT #9 FOR BIOLOGICAL ASSESSMENT REPORT, IN SUPPORT OF THE CDP AND EIR FOR THE MALIBU MIDDLE AND HIGH SCHOOL CAMPUS IMPROVEMENT PROJECT – GLENN LUKOS ASSOCIATES

RECOMMENDATION NO. A.20

It is recommended that the Board of Education approve contract amendment #9 for Glenn Lukos Associates. This contract amendment is needed to provide additional analysis to prepare a complete Biological Assessment Report. The scope of work contracted prior to this amendment was for a Biological Inventory Report which is somewhat simpler with less analysis. It was recommended by the environmental legal counsel that the Coastal Development Permit and the Environmental Impact Report would be better served by the full biological assessment.

Funding Information:

Budgeted: Yes
Fund: 14
Source: Deferred Maintenance
Account Number: 21-00000-0-00000-85000-5802-010-2600
Description: Independent Contractor / Consultant

COMMENTS: Contract Amendments #1-8 to the Glen Lukos contract was approved to prepare a biological inventory for the CDP amendment for the temporary field lighting to the California Coastal Commission.

This inventory has been augmented with additional analysis to prepare a Biological Assessment Report for the Coastal Development Permit submitted to the City of Malibu for the Campus Improvement Project at Malibu HS. It will also be part of the Environmental Impact Report for the project.

This contract amendment is in the amount of \$5,910, for a total contract amount of \$74,250. The project budget is sufficient for this environmental expense.

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
Contract Amendment #5 (Raptor Survey)	9,500
Contract Amendment #6 (Football lighting)	2,260
Contract Amendment #7 (Malibu MS HS)	2,000
Contract Amendment #8 (Football lighting)	6,480
<u>Contract Amendment #9 (Biological Assessment)</u>	<u>5,910</u>
Total Contract Amount:	\$74,250

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

TO: BOARD OF EDUCATION

ACTION/CONSENT

05/26/10

FROM: TIM CUNEO / JANECE L. MAEZ / STUART A. SAM

RE: CONTRACT AMENDMENT #7 FOR INSPECTION SERVICES – JOHN ADAMS MIDDLE SCHOOL – REPLACEMENT OF CLASSROOM BUILDINGS E, F, & G, NEW ADMINISTRATION, MODERNIZATION AND SITE IMPROVEMENTS – RELOCATABLES PROJECT – GATEWAY SCIENCE AND ENGINEERING – MEASURE BB

RECOMMENDATION NO. A.21

It is recommended that the Board of Education approve Contract Amendment #7 with Gateway Science and Engineering for Inspection Services for the John Adams Middle School - Replacement of Classroom Buildings E, F & G, New Administration, Modernization and Site Improvements - Relocatables Project, in the amount of \$10,113 for a total contract amount of \$282,569.

Funding Information

Budgeted: Yes
Fund: 21
Source: State School Building Fund
Account Number: 21-00000-0-00000-85000-5802-011-2600
Description: Independent Contractor/Consultant

Comments: The Board of Education previously approved Gateway Science and Engineering (GSE) as one of two prequalified Inspection Services consultant at their June 26, 2008 meeting. Division of the State Architect (DSA) Inspection Services are required by code to ensure that school facilities are built to the DSA approved plans and specifications. District staff requested a proposal from GSE to provide Inspection Services for the John Adams MS Relocatables project, DSA Application No. 03-113013. This project will be constructed simultaneously with the John Adams MS Site Improvements at Perimeter of Athletic Fields (Green Fringe) Project, but as it was approved under a separate DSA approval, inspection services will be contracted and tracked separately. The contract award for this project is scheduled to be submitted to the Board for approval in June 2010.

This Contract Amendment #7, for \$10,113, is for Inspection Services for John Adams MS Relocatables Project with a construction value of \$608,013, inclusive of relocatables and site adapt. The revised contract total will be \$282,569. This cost was anticipated in the budget.

Additionally, the Original Contract amount has been adjusted.

(Continued on next page)

ORIGINAL CONTRACT	\$101,450	\$101,150
Contract Amendment #1 (Adams parking lot)		45,560
Contract Amendment #2 (time extension)		0
Contract Amendment #3 (Boys and Girls Club add'l work not in original scope)		30,000
Contract Amendment #4 (Adams parking lot additional scope)		13,000
Contract Amendment #5 (Webster FA)		73,552
Contract Amendment #6 (Olympic HS Landscape Improvements)		9,194
Contract Amendment #7 (Adams relocatables) (A.21)		10,113
TOTAL CONTRACT AMOUNT		\$282,569

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

TO: BOARD OF EDUCATION

ACTION/CONSENT

05/26/10

FROM: TIM CUNEO / JANECE L. MAEZ / STUART A. SAM

RE: CONTRACT AMENDMENT #8 FOR INSPECTION SERVICES – JOHN ADAMS MIDDLE SCHOOL – REPLACEMENT OF CLASSROOM BUILDINGS E, F, & G, NEW ADMINISTRATION, MODERNIZATION AND SITE IMPROVEMENTS – IMPROVEMENTS AT PERIMETER OF ATHLETIC FIELDS (GREEN FRINGE) PROJECT – GATEWAY SCIENCE AND ENGINEERING – MEASURE BB

RECOMMENDATION NO. A.22

It is recommended that the Board of Education approve Contract Amendment #8 with Gateway Science and Engineering for Inspection Services for the John Adams Middle School - Replacement of Classroom Buildings E, F & G, New Administration, Modernization and Site Improvements - Site Improvements at Perimeter of Athletic Fields (Green Fringe) Project, in the amount of \$7,355 for a total contract amount of \$289,924.

Funding Information

Budgeted: Yes
Fund: 21
Source: State School Building Fund
Account Number: 21-00000-0-00000-85000-5802-011-2600
Description: Independent Contractor/Consultant

Comments: The Board of Education previously approved Gateway Science and Engineering (GSE) as one of two prequalified Inspection Services consultant at their June 26, 2008 meeting. Division of the State Architect (DSA) Inspection Services are required by code to ensure that school facilities are built to the DSA approved plans and specifications. District staff requested a proposal from GSE to provide Inspection Services for the John Adams MS Site Improvements at Perimeter of Athletic Fields (Green Fringe) Project, DSA Application No. 112630. This project will be constructed simultaneously with the John Adams MS Relocatables Project, but as it was approved under a separate DSA approval, inspection services will be contracted and tracked separately. The contract award for this project is scheduled to be submitted to the Board for approval in June 2010.

This Contract Amendment #8, for \$7,355, is for Inspection Services for John Adams MS Site Improvements at Perimeter of Athletic Fields Project with a construction value of \$669,448. The revised contract total will be \$289,924. this cost was anticipated in the budget.

(Continued on next page)

ORIGINAL CONTRACT	\$101,450	\$101,150
Contract Amendment #1 (Adams parking lot)		45,560
Contract Amendment #2 (time extension)		0
Contract Amendment #3 (Boys and Girls Club add'l work not in original scope)		30,000
Contract Amendment #4 (Adams parking lot additional scope)		13,000
Contract Amendment #5 (Webster FA)		73,552
Contract Amendment #6 (Olympic HS Landscape Improvements)		9,194
Contract Amendment #7 (Adams relocatables) (A.21)		10,113
Contract Amendment #8 (Adams Green Fringe) (A.22)		7,355
TOTAL CONTRACT AMOUNT		\$289,924

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

TO: BOARD OF EDUCATION

ACTION/CONSENT

05/26/10

FROM: TIM CUNEO / JANECE L. MAEZ / STUART A. SAM

RE: AWARD OF CONTRACT FOR TESTING AND SPECIAL INSPECTION SERVICES – GRANT ELEMENTARY SCHOOL MAIN ENTRY RECONFIGURATION PROJECT – MTGL, INC. – MEASURE BB

RECOMMENDATION NO. A.23

It is recommended that the Board of Education award Testing and Special Inspection Services to MTGL, Inc. at Grant Elementary School for the Grant Elementary School Main Entry Reconfiguration Project, in the amount of \$5,800.

Funding Information

Budgeted: Yes
Fund: 21
Source: State School Building Fund
Account Number: 21-00000-0-00000-85000-5802-003-2600
Description: Independent Contractor/Consultant

Comments: Division of the State Architect (DSA) Testing and Special Inspection Services are required by code to ensure that school facilities are built to the DSA approved plans and specifications. District staff requested a proposal from MTGL, Inc. to provide Testing and Special Inspection Services for the Grant ES Main Entry Reconfiguration project, DSA Application No. 03-112845. The contract award for this project is scheduled to be submitted to the Board for approval in June 2010.

This award of Contract, for \$5,800, is for Testing and Special Inspection Services for the Grant ES Main Entry Reconfiguration Project, with a construction value of \$213,972. This cost was anticipated in the budget.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

TO: BOARD OF EDUCATION

ACTION/CONSENT

05/20/10

FROM: TIM CUNEO / JANECE L. MAEZ / STUART A. SAM

RE: AWARD OF CONTRACT FOR TESTING AND SPECIAL INSPECTION SERVICES – LINCOLN MIDDLE SCHOOL – REPLACEMENT OF CLASSROOM BUILDING C, MODERNIZATION AND SITE IMPROVEMENTS – RELOCATABLES PROJECT – SMITH-EMERY COMPANY – MEASURE BB

RECOMMENDATION NO. A.24

It is recommended that the Board of Education award Testing and Special Inspection Services to Smith-Emery Company (SECO) at Lincoln Middle School for the Lincoln Middle School - Replacement of Classroom Building C, Modernization and Site Improvements - Relocatables Project, in the amount of \$11,714.

Funding Information

Budgeted: Yes

Fund: 21

Source: State School Building Fund

Account Number: 21-00000-0-00000-85000-5802-012-2600

Description: Independent Contractor/Consultant

Comments: Division of the State Architect (DSA) Testing and Inspection Services are required by code to ensure that school facilities are built to the DSA approved plans and specifications. District staff requested a proposal from SECO to provide Testing and Special Inspection Services for the Lincoln Middle School Relocatables project, DSA Application No. 03-112987. The contract award for this project is scheduled to be submitted to the Board for approval in June 2010.

This award of Contract, for \$11,714, is for Testing and Special Inspection Services for Lincoln Middle School Relocatables Project.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

TO: BOARD OF EDUCATION

ACTION/CONSENT

05/26/10

FROM: TIM CUNEO / JANECE L. MAEZ / STUART A. SAM

RE: CONTRACT AMENDMENT #1 FOR TESTING AND SPECIAL INSPECTION SERVICES – JOHN ADAMS MIDDLE SCHOOL – REPLACEMENT OF CLASSROOM BUILDINGS E, F, & G, NEW ADMINISTRATION, MODERNIZATION AND SITE IMPROVEMENTS – IMPROVEMENTS AT PERIMETER OF ATHLETIC FIELDS (GREEN FRINGE) PROJECT – SMITH-EMERY COMPANY – MEASURE BB

RECOMMENDATION NO. A.25

It is recommended that the Board of Education approve Contract Amendment #1 with Smith-Emery Company (SECO) for Testing and Special Inspection Services for the John Adams Middle School - Replacement of Classroom Buildings E, F & G, New Administration, Modernization and Site Improvements - Site Improvements at Perimeter of Athletic Fields (Green Fringe) Project, in the amount of \$8,297 for a total contract amount of \$20,011.

Funding Information

Budgeted: Yes
Fund: 21
Source: State School Building Fund
Account Number: 21-00000-0-00000-85000-5802-011-2600
Description: Independent Contractor/Consultant

Comments: Division of the State Architect (DSA) Testing and Special Inspection Services are required by code to ensure that school facilities are built to the DSA approved plans and specifications. District staff requested a proposal from SECO to provide Testing and Special Inspection Services for the John Adams MS Site Improvements at Perimeter of Athletic Fields (Green Fringe) Project, DSA Application No. 03-112630. This project will be constructed simultaneously with the John Adams MS Relocatables Project, but as it was approved under a separate DSA approval, inspection services will be contracted and tracked separately. The contract award for this project is scheduled to be submitted to the Board for approval in June 2010.

This Contract Amendment #1, for \$8,297, is for Testing and Special Inspection Services for John Adams MS Site Improvements at Perimeter of Athletic Fields Project with a construction value of \$660,448. The revised contract total will be \$20,011. This cost was anticipated in the budget.

ORIGINAL CONTRACT	\$11,714
<u>Contract Amendment #1 (Adams Green Fringe)</u>	<u>8,297</u>
TOTAL CONTRACT AMOUNT	\$20,011

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

TO: BOARD OF EDUCATION

ACTION/CONSENT

05/26/10

FROM: TIM CUNEO / JANECE L. MAEZ / STUART A. SAM

RE: CONTRACT AMENDMENT #2 FOR TESTING AND SPECIAL INSPECTION SERVICES – JOHN ADAMS MIDDLE SCHOOL – REPLACEMENT OF CLASSROOM BUILDINGS E, F, & G, NEW ADMINISTRATION, MODERNIZATION AND SITE IMPROVEMENTS – RELOCATABLES PROJECT – SMITH-EMERY COMPANY – MEASURE BB

RECOMMENDATION NO. A.26

It is recommended that the Board of Education approve Contract Amendment #2 with Smith-Emery Company (SECO) for Testing and Special Inspection Services for the John Adams Middle School - Replacement of Classroom Buildings E, F & G, New Administration, Modernization and Site Improvements - Relocatables Project, in the amount of \$7,543 for a total contract amount of \$27,554.

Funding Information

Budgeted: Yes
Fund: 21
Source: State School Building Fund
Account Number: 21-00000-0-00000-85000-5802-011-2600
Description: Independent Contractor/Consultant

Comments: Division of the State Architect (DSA) Testing and Special Inspection Services are required by code to ensure that school facilities are built to the DSA approved plans and specifications. District staff requested a proposal from SECO to provide Testing and Special Inspection Services for the John Adams MS Relocatables project, DSA Application No. 03-113013. This project will be constructed simultaneously with the John Adams MS Site Improvements at Perimeter of Athletic Fields (Green Fringe) Project, but as it was approved under a separate DSA approval, inspection services will be contracted and tracked separately. The contract award for this project is scheduled to be submitted to the Board for approval in June 2010.

This Contract Amendment #2, for \$7,543, is for Testing and Special Inspection Services for John Adams MS Relocatables Project with a construction value of \$608,013, inclusive of relocatables and site adapt. The revised contract total will be \$27,554. This cost was anticipated in the budget.

ORIGINAL CONTRACT	\$11,714
Contract Amendment #1 (Adams Green Fringe) A.25	8,297
<u>Contract Amendment #2 (Adams relocatables) A.26</u>	<u>7,543</u>
TOTAL CONTRACT AMOUNT	\$27,554

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

TO: BOARD OF EDUCATION

ACTION/CONSENT

05/26/10

FROM: TIM CUNEO / JANECE L. MAEZ / STUART A. SAM

RE: CONTRACT AMENDMENT #1 FOR INSPECTION SERVICES – WILL ROGERS LEARNING COMMUNITY – ENTRY AND MAIN OFFICE RECONFIGURATION PROJECT – INSPECTION SPECIALISTS – MEASURE BB

RECOMMENDATION NO. A.27

It is recommended that the Board of Education approve Contract Amendment #1 with Inspection Specialists (IS) for Inspection Services related to the gate installation for the Will Rogers Learning Community in the amount of \$2,200 for a total contract amount of \$3,400.

Funding Information

Budgeted: Yes
Fund: 21
Source: State School Building Fund
Account Number: 21-00000-0-00000-85000-5802-006-2600
Description: Independent Contractor/Consultant

Comments: Division of the State Architect (DSA) Inspection Services is required to ensure that school facilities are built to the Construction Documents. District staff requested a proposal from IS to provide Inspection Services for the entry gate posts and footings installation at Will Rogers Learning Community, per DSA Application No. 03-112998, approved on 3/1/2010.

This Contract Amendment #1, for \$2,200, is for Inspection Services for entry gate at Will Rogers Learning Community Entry and Main Office Reconfiguration Project with a construction value of \$82,000. The revised contract total will be \$3,400. This cost was anticipated in the budget.

ORIGINAL CONTRACT (Muir SMASH, DSA Compliance)	\$1,200
<u>Contract Amendment #1 (Rogers Entry Gate, A#03-112998)</u>	<u>2,200</u>
TOTAL CONTRACT AMOUNT	\$3,400

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

TO: BOARD OF EDUCATION
 FROM: TIM CUNEO / MICHAEL D. MATTHEWS
 RE: CERTIFICATED PERSONNEL – Elections, Separations

ACTION/CONSENT
 05/26/10

RECOMMENDATION NO. A.28

Unless otherwise noted, all items are included in the 2009/2010 approved budget.

ADDITIONAL ASSIGNMENTS

ADAMS MIDDLE SCHOOL

Asher, Jeanette	3 hrs @\$40.46	4/28/10-6/3/10	Est Hrly/\$121
Kilpatrick, Genevieve	4 hrs @\$40.46	4/28/10-6/3/10	Est Hrly/\$162
Kusion, Alex	3 hrs @\$40.46	4/28/10-6/3/10	Est Hrly/\$121
Meyer, Kimberly	3 hrs @\$40.46	4/28/10-6/3/10	Est Hrly/\$121
Toppel, Diane	4 hrs @\$40.46	4/28/10-6/3/10	Est Hrly/\$162
Valentiner, Katharina	3 hrs @\$40.46	4/28/10-6/3/10	Est Hrly/\$121
TOTAL ESTABLISHED HOURLY			\$808

Comment: After School Library Supervision
 01-Reimbursed by PTA

EDISON ELEMENTARY SCHOOL

Ellis, John	4.5 hrs @\$40.46	5/3/10-5/31/10	Est Hrly/\$182
TOTAL ESTABLISHED HOURLY			\$182

Comment: Student Learning Sessions
 01-IASA Title I Basic-LW Inc/Neg

EDUCATIONAL SERVICES

Roman, Bertha	6 hrs @\$40.46	4/17/10	Est Hrly/\$243
TOTAL ESTABLISHED HOURLY			\$243

Comment: Facilitate Training for Jason Project
 01-Enhancing Ed Through Tech

Contreras, Sitara	6 hrs @\$40.46	4/17/10	Est Hrly/\$243
Dresher, Pamela	6 hrs @\$40.46	4/17/10	Est Hrly/\$243
Gonzalez, Jeff	6 hrs @\$40.46	4/17/10	Est Hrly/\$243
Holland, Kurt	6 hrs @\$40.46	4/17/10	Est Hrly/\$243
Hutchinson, Cathy	6 hrs @\$40.46	4/17/10	Est Hrly/\$243
Posey, Steve	6 hrs @\$40.46	4/17/10	Est Hrly/\$243
Powell, Erin	6 hrs @\$40.46	4/17/10	Est Hrly/\$243
Smith, Devon	6 hrs @\$40.46	4/17/10	Est Hrly/\$243
Snow, Angie	6 hrs @\$40.46	4/17/10	Est Hrly/\$243
TOTAL ESTABLISHED HOURLY			\$2,187

Comment: Jason Project Training
 01-IASA: Title II Teacher Quality

Berens, Candis	12.5 hrs @\$40.46	9/4/09-6/25/10	Est Hrly/\$506
Berman, Wendy	12.5 hrs @\$40.46	9/4/09-6/25/10	Est Hrly/\$506
Borden, Ashley	12.5 hrs @\$40.46	9/4/09-6/25/10	Est Hrly/\$506
Blitz, Sarah	12.5 hrs @\$40.46	9/4/09-6/25/10	Est Hrly/\$506
Cannell, Steve	12.5 hrs @\$40.46	9/4/09-6/25/10	Est Hrly/\$506
Cedillo, Sofia	12.5 hrs @\$40.46	9/4/09-6/25/10	Est Hrly/\$506
Chang, Carol	12.5 hrs @\$40.46	9/4/09-6/25/10	Est Hrly/\$506
Contreras, Sitara	12.5 hrs @\$40.46	9/4/09-6/25/10	Est Hrly/\$506
De la Rosa, Mary	12.5 hrs @\$40.46	9/4/09-6/25/10	Est Hrly/\$506
Fulcher, Nathan	12.5 hrs @\$40.46	9/4/09-6/25/10	Est Hrly/\$506
Gaynor, Susan	12.5 hrs @\$40.46	9/4/09-6/25/10	Est Hrly/\$506
Goldman, Jennifer	12.5 hrs @\$40.46	9/4/09-6/25/10	Est Hrly/\$506
Henning, Laura	12.5 hrs @\$40.46	9/4/09-6/25/10	Est Hrly/\$506

Hylind, Amy	12.5 hrs @\$40.46	9/4/09-6/25/10	Est Hrly/\$506
Johnson, Cinthia	12.5 hrs @\$40.46	9/4/09-6/25/10	Est Hrly/\$506
Johnson, Rebecca	12.5 hrs @\$40.46	9/4/09-6/25/10	Est Hrly/\$506
Kulsrud, Kelly	12.5 hrs @\$40.46	9/4/09-6/25/10	Est Hrly/\$506
Langsdale, Jennifer	12.5 hrs @\$40.46	9/4/09-6/25/10	Est Hrly/\$506
Lockhart, Vicki	12.5 hrs @\$40.46	9/4/09-6/25/10	Est Hrly/\$506
Marks, Jamie	12.5 hrs @\$40.46	9/4/09-6/25/10	Est Hrly/\$506
Mathewson, Stephanie	12.5 hrs @\$40.46	9/4/09-6/25/10	Est Hrly/\$506
Mayle, Alexander	12.5 hrs @\$40.46	9/4/09-6/25/10	Est Hrly/\$506
Meyer, Kimberly	12.5 hrs @\$40.46	9/4/09-6/25/10	Est Hrly/\$506
Micale, Monica	12.5 hrs @\$40.46	9/4/09-6/25/10	Est Hrly/\$506
Miller, Patrick	12.5 hrs @\$40.46	9/4/09-6/25/10	Est Hrly/\$506
Moazzez, Rozita	12.5 hrs @\$40.46	9/4/09-6/25/10	Est Hrly/\$506
Mowry, Kristen	12.5 hrs @\$40.46	9/4/09-6/25/10	Est Hrly/\$506
Murphy, Leticia	12.5 hrs @\$40.46	9/4/09-6/25/10	Est Hrly/\$506
Naranjo, Rocio	12.5 hrs @\$40.46	9/4/09-6/25/10	Est Hrly/\$506
O'Brien, Marianna	12.5 hrs @\$40.46	9/4/09-6/25/10	Est Hrly/\$506
Plasencia, Rachel	12.5 hrs @\$40.46	9/4/09-6/25/10	Est Hrly/\$506
Rodriguez, Judith	12.5 hrs @\$40.46	9/4/09-6/25/10	Est Hrly/\$506
Ryan, Sean	12.5 hrs @\$40.46	9/4/09-6/25/10	Est Hrly/\$506
Seals, Michael	12.5 hrs @\$40.46	9/4/09-6/25/10	Est Hrly/\$506
Stowell, Rachel	12.5 hrs @\$40.46	9/4/09-6/25/10	Est Hrly/\$506
Suffolk, Stephanie	12.5 hrs @\$40.46	9/4/09-6/25/10	Est Hrly/\$506
TOTAL ESTABLISHED HOURLY			\$18,216

Comment: Site Instructional Team Leader
01-RGK Foundation

MUIR ELEMENTARY SCHOOL

Benitez, Lourdes	16 hrs @\$40.46	4/26/10-6/18/10	Est Hrly/\$647
Carter, Christian	16 hrs @\$40.46	4/26/10-6/18/10	Est Hrly/\$647
Davies, Michael	16 hrs @\$40.46	4/26/10-6/18/10	Est Hrly/\$647
Hoefflerle, Quinn	16 hrs @\$40.46	4/26/10-6/18/10	Est Hrly/\$647
TOTAL ESTABLISHED HOURLY			\$2,588

Comment: Accelerated Support After-School Classes
01-IASA: Title I Basic-LW Inc/Neg

HOURLY TEACHERS

STUDENT SERVICES

McKenzie, Alyson	\$40.46, as needed	4/29/10-6/30/10	Est Hrly/\$----
Schopflin, Jennifer	\$40.46, as needed	4/26/10-6/30/10	Est Hrly/\$----
TOTAL ESTABLISHED HOURLY			\$----

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

ADDITIONAL ASSIGNMENT – STIPENDS

EDUCATIONAL SERVICES

Name	Rate	Assignment	Effective	Not to Exceed
Boxer, Lorissa	\$1,500	Bilingual Stipend	9/09-6/10	\$1,500
Brumer, Sandra	\$1,500	Bilingual Stipend	9/09-6/10	\$1,500
Contreras, Luis	\$1,500	Bilingual Stipend	9/09-6/10	\$1,500
Cueva, Martha	\$1,500	Bilingual Stipend	9/09-6/10	\$1,500
Dworin, Jeanne	\$1,500	Bilingual Stipend	9/09-6/10	\$1,500
Kohut, Jennifer	\$ 750	Bilingual Stipend	9/09-6/10	\$ 750
Kusion, Alex	\$1,500	Bilingual Stipend	9/09-6/10	\$1,500
Large-Fullerton, Anabella	\$1,500	Bilingual Stipend	9/09-6/10	\$1,500
Maiztegui, Laura	\$1,500	Bilingual Stipend	9/09-6/10	\$1,500

Martinez, Elizabeth	\$1,500	Bilingual Stipend	9/09-6/10	\$1,500
Meade, Mary	\$1,500	Bilingual Stipend	9/09-6/10	\$1,500
Melendez, Brisa	\$1,500	Bilingual Stipend	9/09-6/10	\$1,500
Morales, Carlos	\$1,500	Bilingual Stipend	9/09-6/10	\$1,500
Murcia, Constanza	\$1,500	Bilingual Stipend	9/09-6/10	\$1,500
Naranjo, Rocio	\$1,500	Bilingual Stipend	9/09-6/10	\$1,500
Rankin, Nancy	\$1,500	Bilingual Stipend	9/09-6/10	\$1,500
Rodriguez, Judith	\$1,500	Bilingual Stipend	9/09-6/10	\$1,500
Ruiz, Monique	\$1,500	Bilingual Stipend	9/09-6/10	\$1,500
Salmaggi, Aileen	\$1,500	Bilingual Stipend	9/09-6/10	\$1,500
Tejeda de Leon, Katrina	\$1,500	Bilingual Stipend	9/09-6/10	\$1,500
Valentiner, Katharina	\$1,500	Bilingual Stipend	9/09-6/10	\$1,500
Williams, Alma	\$ 750	Bilingual Stipend	9/09-6/10	\$ 750
		TOTAL		\$31,500

ADDITIONAL ASSIGNMENT – EXTRA DUTY UNITS

CABRILLO ELEMENTARY SCHOOL

<u>Name</u>	<u>Rate</u>	<u>Assignment</u>	<u>Effective</u>	<u>Not to Exceed</u>
Baltrushes, Susan	0.50 EDU	Sacramento Trip	9/09-6/10	\$128
Griffin, Kim	0.50 EDU	Student Study Team	9/09-6/10	\$128
Matthews, Jill	0.50 EDU	Sacramento Trip	9/09-6/10	\$128
Posey, Steve	1.25 EDU	WOLF Outdoor School	9/09-6/10	\$320
Posey, Steve	2.00 EDU	Student Newspaper	9/09-6/10	\$512
Rowland, Chris	1.25 EDU	WOLF Outdoor School	9/09-6/10	\$320
Rowland, Chris	1.00 EDU	Promotion	9/09-6/10	\$256
Rowland, Chris	2.00 EDU	Student Council	9/09-6/10	\$512
Thorne, Laurel	1.00 EDU	Primary Intervention	9/09-6/10	\$256
		TOTAL EDUS		\$2,560

FRANKLIN ELEMENTARY SCHOOL

<u>Name</u>	<u>Rate</u>	<u>Assignment</u>	<u>Effective</u>	<u>Not to Exceed</u>
Flynn, Paula	4.0 EDU	Writing Club	9/09-6/10	\$1,024
Garden, Nathan	2.5 EDU	Astro Camp	9/09-6/10	\$ 640
Hampton, Lynne	2.5 EDU	Astro Camp	9/09-6/10	\$ 640
Powell, Erin	3.0 EDU	Astro Camp	9/09-6/10	\$ 768
Powell, Erin	3.0 EDU	Math Club	9/09-6/10	\$ 768
Silhavy, Dawn	3.0 EDU	Math Club	9/09-6/10	\$ 768
		TOTAL EDUS	\$4,608	

MUIR ELEMENTARY SCHOOL

<u>Name</u>	<u>Rate</u>	<u>Assignment</u>	<u>Effective</u>	<u>Not to Exceed</u>
Benitez, Lourdes	6 EDU	Science Camp	9/09-6/10	\$1,536
Brizuela, Luis	4 EDU	Science Camp	9/09-6/10	\$1,024
		TOTAL EDUS	\$2,560	

ROGERS ELEMENTARY SCHOOL

<u>Name</u>	<u>Rate</u>	<u>Assignment</u>	<u>Effective</u>	<u>Not to Exceed</u>
Contreras, Sitara	2 EDU	Science Camp	9/09-6/10	\$512
Drescher, Pamela	2 EDU	Science Camp	9/09-6/10	\$512
Mendinueto, Darwin	3 EDU	Student Council	9/09-6/10	\$768
Mendinueto, Darwin	2 EDU	Science Camp	9/09-6/10	\$512
Schneider, Kirsten	2 EDU	Science Camp	9/09-6/10	\$512
Smith, Devon	2 EDU	Science Camp	9/09-6/10	\$512
		TOTAL EDUS		\$3,328

ROOSEVELT ELEMENTARY SCHOOL

<u>Name</u>	<u>Rate</u>	<u>Assignment</u>	<u>Effective</u>	<u>Not to Exceed</u>
DeGregorio, Dana	2 EDU	Astro Camp	9/09-6/10	\$512
Fernandez, Heidi	2 EDU	Astro Camp	9/09-6/10	\$512
Goldman, Jennifer	2 EDU	Astro Camp	9/09-6/10	\$512
Gooden, Akiko	2 EDU	Student Council	9/09-6/10	\$512
Hirt, Mary	2 EDU	Astro Camp	9/09-6/10	\$512
Mathewson, Stefanie	2 EDU	Astro Camp	9/09-6/10	\$512
Snow, Angie	2 EDU	Astro Camp	9/09-6/10	\$512
Whitley, Ann	2 EDU	Astro Camp	9/09-6/10	\$512
			TOTAL EDUS	\$4,096

TOTAL ESTABLISHED HOURLY, EXTRA DUTY UNITS AND STIPENDS = \$ 72,876

ELECTIONS

SUBSTITUTE TEACHERS Effective

LONG-TERM SUBSTITUTES

(@\$210.00 Daily Rate)

Funderburk, Rosemary	4/16/10-6/18/10
Oyman, Deniz	4/30/10-6/18/10

PREFERRED SUBSTITUTES

(@\$162.00 Daily Rate)

Rivera, Sarah Oronoz	4/21/10
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CHANGE IN ASSIGNMENT Effective

Bodok, Susan 9/7/10

John Adams MS/Librarian

From: Educational Services

To: John Adams MS

Boskovich, Giovanni 3/15/10-6/25/10

Adult Education/Teacher

From: 10 hrs/week

To: 7.5 hrs/week

Maldonado, Eric 3/15/10-6/25/10

Adult Education/Teacher

From: 7.5 hrs/week

To: 10 hrs/week

Zax, Kelly 3/15/10-6/25/10

Adult Education/Teacher

From: 10 hrs/week

To: 5 hrs/week

LEAVE OF ABSENCE (with pay)

Name/Location

Barba, Yesenia 4/20/10-5/3/10
Child Develop Svcs [medical]

Duran-Contreras, Martha 4/12/10-4/30/10
Lincoln Middle School [medical]

RESIGNATION

Name/Location

Effective

McManus, Kirsten
Santa Monica HS

3/19/10

Vissani-Lesko, Sonia
Child Develop Svcs

6/18/10

Yoffy, Julie
John Adams MS

5/1/10

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

TO: BOARD OF EDUCATION
 FROM: TIM CUNEO / WILBERT YOUNG
 RE: CLASSIFIED PERSONNEL - MERIT

ACTION/CONSENT
 05/26/10

RECOMMENDATION NO. A.29

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>TEMP/ADDITIONAL ASSIGNMENTS</u>		<u>EFFECTIVE DATE</u>
Greene, Milton Educational Svcs	Campus Security Officer	3/25/10-3/26/10
Gomez-Perez, Armando Info Services	Technology Support Asst	4/17/10
Jones, Chancy Educational Svcs	Campus Security Officer	3/25/10-3/26/10
Lopez, Victoria Educational Svcs	Campus Security Officer	3/25/10-3/26/10
Mangum, Don Educational Svcs	Campus Security Officer	3/25/10-3/26/10
Martin, Anthony Educational Svcs	Campus Security Officer	3/25/10-3/26/10
Martin, Charles Educational Svcs	Campus Security Officer	3/25/10-3/26/10
Martin, Kevin Educational Svcs	Campus Security Officer	3/25/10-3/26/10
Medina, Rocio Rogers Elementary	Inst Asst – Classroom	4/15/10
Miller, Melvin Educational Svcs	Campus Security Officer	3/25/10-3/26/10
Nunez, Sherry Educational Svcs	Campus Security Officer	3/25/10-3/26/10
Pena, Jaime Educational Svcs	Campus Security Officer	3/25/10-3/26/10
Ruiz de Cortez, Maria Food Svcs	Cafeteria Worker I	4/1/10-6/30/10
Sargent, Darren Educational Svcs	Campus Security Officer	3/25/10-3/26/10
Smith, Dunnell Educational Svcs	Campus Security Officer	3/25/10-3/26/10
Thompson, Tiani Educational Svcs	Campus Security Officer	3/25/10-3/26/10

Wilson, Stanley Educational Svcs	Campus Security Officer	3/25/10-3/26/10
Woodruff, Edward Educational Svcs	Campus Security Officer	3/25/10-3/26/10

SUBSTITUTES

Bechkovski, Stefan Malibu High School	Swim Instructor/Life Guard	<u>EFFECTIVE DATE</u> 5/1/10-6/30/10
Caffery, Priscilla Food Services	Cafeteria Worker I	4/28/10-6/25/10
Fisher, Nicole Human Resources	Office Specialist	4/20/10-6/30/10
Johnson, Andrea Human Resources	Office Specialist	4/1/10-6/30/10
Lumel, Yolanda Human Resources	Office Specialist	5/1/10-6/30/10
Ramirez, Kristina Special Education	Inst Asst – Specialized	4/13/10-6/18/10
Rodgers, Rodney Special Ed/Pine St.	Inst Asst – Special Ed	3/2/10-6/18/10
Tait, Niko Food Services	Cafeteria Worker I	3/1/10-6/25/10
Williams, Kenneth Food Services	Cafeteria Worker I	4/21/10-6/25/10

CHANGE IN ASSIGNMENT

Gold, Kathy Info Svcs	Technology Support Asst 8 Hrs/12 Mo Fr: 8 Hrs/11 Mo	<u>EFFECTIVE DATE</u> 4/1/10
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LEAVE OF ABSENCE (PAID)

Larios, Carmen Human Resources	Human Resource Specialist Maternity [revision from 4/22/10 Board Agenda]	<u>EFFECTIVE DATE</u> 4/6/10-4/25/10
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LEAVE OF ABSENCE (UNPAID)

Aceves, Cindy Franklin Elementary	Inst Asst – Special Ed CFRA	<u>EFFECTIVE DATE</u> 6/8/10-6/25/10
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ABOLISHMENT OF POSITION

Assistant Buyer 8 Hrs/12 Month; Purchasing	<u>EFFECTIVE DATE</u> 5/21/10
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RESIGNATION

Patridge, Jeffrey

Plant Manager
Maintenance/Santa Monica HS**EFFECTIVE DATE**

6/15/10

Wuh, Ian
Fiscal Services

Accounting Tech

5/12/10

RETIREMENTGonzalez, Dolores
Roosevelt Elementary

Administrative Asst

EFFECTIVE DATE

6/30/10

Lavigne, Ianne
Rogers Elementary

Inst Asst – Special Ed

6/18/10

Woodruff, Edward
Adult Education

Campus Security Officer

6/17/10

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

TO: BOARD OF EDUCATION

ACTION/CONSENT

05/26/10

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

RE: CLASSIFIED PERSONNEL – NON-MERIT

RECOMMENDATION NO. A.30

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.

NOON SUPERVISION

GRAZER, JANA

WEBSTER ELEMENTARY

3/11/0-6/30/10

STUDENT WORKER – WORKABILITY

CAMPOS-FALAHEE, MARYLYNN

SPECIAL EDUCATION

3/1/10-6/30/12

FOWLER, VERALL

SPECIAL EDUCATION

3/8/10-6/30/13

MALDONADO, CARLOS

SPECIAL EDUCATION

2/19/10-6/30/12

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

TO: BOARD OF EDUCATION

ACTION/MAJOR

05/26/10

FROM: TIM CUNEO / MICHAEL D. MATTHEWS

RE: APPROVAL OF THE REVISED 2010-2011 CALENDAR

RECOMMENDATION NO. A.31

It is recommended that the Board of Education approve the revised school calendar for the 2010-2011 school year.

COMMENT: Based on input from employees and the community regarding the previously approved 2010-2011 calendar, SMMCTA and the District have agreed upon revisions to the calendar. The first day of school is moved earlier by one day, which provides more instructional time during the first week of school. The previously scheduled furlough day in September is moved later in the year, which addresses the needs of all employees. Spring Break is scheduled earlier by one week, which benefits teachers and students involved in Advanced Placement exams.

The school calendar is a negotiated item between the Board of Education and the Santa Monica-Malibu Classroom Teachers' Association (SMMCTA) as per Article VI.A.4 of the current agreement.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT
2010-11 District Calendar

Adopted by the Board of
 Education: 3/4/10
 Revision Adopted: 5/26/10

REVISED

Month	M	T	W	Th	F	Comments
September			1	2	3 +	
	6	7	8	9	10	Sept. 3: Pupil Free Day (all students)
	13	14	15	16	17	Sept. 6: Labor Day
	20	21	22	23	24	Sept. 7: 1st Semester Begins
	27	28	29	30		Sept. 9: Admissions Day (observed)
October					1	
	4	5	6	7	8	
	11	12	13	14	15	
	18	19	20	21	22	
	25	26	27	28	29	
November	1	2	3	4	5	
	8	9	10	11	12 F	Nov. 11: Veterans Day
	15	16	17 +	18	19	Nov. 12: Furlough Day
	22	23	24	25	26	Nov. 17: Elem. Teacher Contract Day
	29	30				Nov. 17: Pupil Free Day (Elem. students only) Nov. 25-26: Thanksgiving Holiday
December			1	2	3	
	6	7	8	9	10	
	13	14	15	16	17	Dec. 20-31: Winter Recess (Legal/Local Holidays)
	20	21	22	23	24	
	27	28	29	30	31	
January	3	4	5	6	7	
	10	11	12	13	14	Jan. 17: Martin Luther King, Jr.'s Birthday
	17	18	19	20	21	Jan. 28: 1st Semester Ends
	24	25	26	27	28	Jan. 31: Sec. Teacher Contract Day
	31 +					Jan. 31: Pupil Free Day (Sec. students only)
February		1	2	3	4	
	7	8	9	10	11	
	14	15	16	17	18	Feb. 1: 2nd Semester Begins
	21	22	23	24	25	Feb. 21: Presidents' Day Holiday
	28					
March		1	2	3	4	
	7	8	9	10	11	
	14 F	15	16	17	18	Mar. 14: Furlough Day
	21	22	23	24	25	
	28	29	30	31		
April					1	
	4	5	6	7	8	
	11	12	13	14	15	Apr. 11-22: Spring Recess (Local Holidays)
	18	19	20	21	22	Apr. 18: Lincoln's Birthday (observed)
	25	26	27	28	29	
May	2	3	4	5	6	
	9	10	11	12	13	
	16	17	18	19	20	May 27: Furlough Day
	23	24	25	26	27 F	May 30: Memorial Day Holiday
	30	31				
June			1	2	3	
	6	7	8	9	10	June 22: 2nd Semester Ends (school closes)
	13	14	15	16	17	June 23-24: Furlough Days
	20	21	22	23 F	24 F	

 Legal Holiday
 Local Holiday (classes/offices closed)
 School Recess (class not in session)
 Furlough Days

Semester 1: 88 days
 Semester 2: 88 days

+ Pupil Free Days:
 Sept. 3, 2010 (all students)
 Nov. 17, 2010 (Elem. students only)
 Jan. 31, 2011 (Sec. students only)

Furlough Days:
(District/Schools Closed)
 Nov. 12, 2010
 March 14, 2011
 May 27, 2011
 June 23, 2011
 June 24, 2011

Employee Reporting Dates:
 Aug. 18, 2010: Classified 10+10
 Aug. 27, 2010: Classified 10-Month
 Sept. 3, 2010: Certificated 10-Month/178 Days
 Sept. 3, 2010: Classified School-Year

TO: BOARD OF EDUCATION

ACTION/CONSENT

05/26/10

FROM: TIM CUNEO

RE: CHANGE THE DATE OF A REGULARLY SCHEDULED BOARD MEETING IN APRIL 2011

RECOMMENDATION NO. A.32

It is recommended that the Board of Education change the date of the Thursday, April 14, 2011, meeting to Wednesday, April 6, 2011. As with all regularly scheduled meetings, closed session will begin at 4:00pm, and open session will begin at 5:30pm. The meeting will be held at the district office.

COMMENTS: The original date of the board meeting was scheduled for Thursday, April 14, 2011. Due to the revision in district calendar that moved spring break, the board meeting would need to move a week earlier. However, the Stairway of the Stars concert has already been scheduled for April 7 and 8, 2011. Therefore, the new date of the regular board meeting in April will be Wednesday, April 6, 2011.

APRIL 2011

Monday	Tuesday	Wednesday	Thursday	Friday
4	5	6 New date of board meeting	7 Stairway of the Stars	8 Stairway of the Stars
11 Spring break	12 Spring break	13 Spring break	14 Spring break <i>(original date of board meeting)</i>	15 Spring break
18 Spring break	19 Spring break	20 Spring break	21 Spring break	22 Spring break
25	26	27	28	29

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

MAJOR ITEMS

TO: BOARD OF EDUCATION

ACTION/MAJOR

5/26/10

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

RE: ESTABLISH POSITION – ADMINISTRATIVE ASSISTANT, PURCHASING

RECOMMENDATION NO. A.33

It is recommended that the Board of Education establish the position of Administrative Assistant (1.0 FTE) in the Purchasing Department in order to better serve the needs of the District.

COMMENT: In evaluating the needs of the Purchasing Department, it has been determined that an Administrative Assistant would enable the department to function more efficiently and better serve the sites. The Assistant Buyer position will be abolished.

FUNDING NOTE: The 2010-2011 budget will be adjusted for salary and benefits. The Administrative Assistant position is \$4,413 less per year than the Assistant Buyer.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

TO: BOARD OF EDUCATION
FROM: TIM CUNEO / JANECE L. MAEZ / PAT HO
RE: 2009-10 BUDGET TRANSFERS

ACTION/MAJOR
05/26/10

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 formal/final shifting to recognize the accounting of previously-approved activities prior to the 1st Interim Report.

Fund 01	-	General Fund
Fund 11	-	Adult Education Fund
Fund 12	-	Child Development Fund
Fund 13	-	Cafeteria Fund
Fund 14	-	Deferred Maintenance Fund
Fund 21	-	Building Fund
Fund 25	-	Capital Facilities Fund
Fund 40	-	Special Reserve Fund for Capital Outlay Projects

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

Fund 01- General Fund				
		2nd Interim Budget	Budget Revision	
Object	Description	as of 1/31/10	as of 5/13/10	Changes
	Beginning Fund Balance	29,768,562	29,768,562	-
	Audit Adjustment/Restatement	(2,028,373)	(2,028,373)	-
8011-8099	Revenue Limit	56,120,320	56,510,793	390,473
8100-8299	Federal Revenue	8,422,080	8,588,829	166,749
8300-8590	State Revenue	9,770,920	9,416,213	(354,707)
8600-8799	Local Revenue	32,621,661	32,224,077	(397,584)
8910-8929	Other Financial Sources	108,335	108,335	-
8980-8999	Contribution	-	-	-
	Total Revenue	107,043,316	106,848,247	(195,069)
1000-1999	Certificated Salaries	56,662,003	56,704,894	42,891
2000-2999	Classified Salaries	21,464,005	21,330,469	(133,536)
3000-3999	Employee Benefits	23,312,712	22,572,557	(740,155)
4000-4999	Books and Supplies	6,461,620	6,035,458	(426,162)
5000-5999	Services and Other Operating	12,693,932	13,097,618	403,686
6000-6999	Capital Outlay	1,198,062	665,916	(532,146)
7100-7499	Other Outgo	6,800	-	(6,800)
7300-7399	Indirect	(505,462)	(524,867)	(19,405)
7610-7699	Interfund Transfer	75,000	75,000	-
	Total Expenditure	121,368,672	119,957,045	(1,411,627)
	Net Increase /(Decrease)	(14,325,356)	(13,108,798)	1,216,558
	Fund Balance			
	Projected Fund Balance	13,414,833	14,631,391	1,216,558

Major Changes:

Revenues:

\$390,473 increase in Revenue Limit

\$166,749 increase in MAA program

(\$354,707) decrease in Tier III Funds that will be backfilled by State Fiscal Stabilization Fund (SFSF)

(\$862,412) decrease in Rental Income

\$200,480 increase in City of Santa Monica Joint Use Agreement

\$263,609 increase in PTA, Gifts and other local programs

Expenditures:

\$ 42,891 increase in Certificated Salaries

(\$133,536) decrease in Classified Salaries

(\$800,000) decrease in benefits that reflects PPO premium holidays

(\$426,162) decrease in Books and Supplies

\$403,686 increase in Services and Other Operating Costs

(\$532,146) decrease in Capital Outlay

\$ 19,405 increase the Indirect Cost

Fund 11- Adult Education				
		2nd Interim Budget	Budget Revision	
Object	Description	as of 1/31/10	as of 5/13/10	Changes
	Beginning Fund Balance	272,942	272,942	-
8100-8299	Federal Revenue	122,801	148,855	26,054
8300-8590	State Revenue	419,826	419,826	-
8600-8799	Local Revenue	36,999	36,999	-
	Total Revenue	579,626	605,680	26,054
1000-1999	Certificated Salaries	271,443	303,245	31,802
2000-2999	Classified Salaries	127,860	127,996	136
3000-3999	Employee Benefits	92,281	96,169	3,888
4000-4999	Books and Supplies	48,395	36,673	(11,722)
5000-5999	Services and Other Operating	24,701	26,651	1,950
6000-6999	Capital Outlay	-	-	-
7400-7499	Other Outgo			-
7300-7399	Indirect	16,013	16,013	-
	Total Expenditure	580,693	606,747	26,054
	Increase /(Decrease) Fund Balance	(1,067)	(1,067)	-
	Projected Fund Balance	271,875	271,875	-
Major Changes:				
Revenue:				
\$ 26,054 increase in Federal Title II: Adult Education Literacy Act				
Expenditure:				
Due to funding increase, the expenditure budget is increased accordingly.				

Fund 12 - Child Development Fund				
		2nd Interim Budget as of 1/31/10	Budget Revision as of 5/13/10	Changes
	Beginning Fund Balance	70,799	70,799	
8100-8299	Federal Revenue	2,300,691	2,367,044	66,353
8300-8590	State Revenue	3,064,632	3,110,612	45,980
8600-8799	Local Revenue	3,065,222	3,053,966	(11,256)
8980-8999	Contribution	75,000	75,000	-
	Total Revenue	8,505,545	8,606,622	101,077
1000-1999	Certificated Salaries	2,976,558	3,058,599	82,041
2000-2999	Classified Salaries	2,056,862	2,154,693	97,831
3000-3999	Employee Benefits	1,546,858	1,536,483	(10,375)
4000-4999	Books and Supplies	306,904	314,233	7,329
5000-5999	Services and Other Operating	1,086,870	1,067,159	(19,711)
6000-6999	Capital Outlay	-	-	-
7600-7699	Other Outgo	108,335	108,335	-
7300-7399	Indirect	338,863	358,268	19,405
	Total Expenditure	8,421,250	8,597,770	176,520
	Increase /(Decrease) Fund Balance	84,295	8,852	(75,443)
	Projected Fund Balance	155,094	79,651	(75,443)
Major Changes:				
Revenues:				
\$ 64,000 increase in Early Head Start				
\$ 45,980 increase in State Contract				
(\$11,256) decrease in Parent Fees				
Expenditure				
The expenditure budget is increased with the funding increase.				

Fund 13 - Cafeteria Fund				
		2nd Interim Budget	Budget Revision	
Object	Description	as of 1/31/10	as of 5/13/10	Changes
	Beginning Fund Balance	417,461	417,461	
8100-8299	Federal Revenue	1,144,597	1,144,597	-
8300-8590	State Revenue	41,678	41,678	-
8600-8799	Local Revenue	2,301,445	2,279,615	(21,830)
	Total Revenue	3,487,720	3,465,890	(21,830)
1000-1999	Certificated Salaries			-
2000-2999	Classified Salaries	1,401,714	1,403,078	1,364
3000-3999	Employee Benefits	469,688	461,953	(7,735)
4000-4999	Books and Supplies	1,673,671	1,676,064	2,393
5000-5999	Services and Other Operating	(373,909)	(398,132)	(24,223)
6000-6999	Capital Outlay	97,941	97,941	-
7400-7499	Other Outgo			-
7300-7399	Indirect	150,586	150,586	-
	Total Expenditure	3,419,691	3,391,490	(28,201)
	Increase /(Decrease) Fund Balance	68,029	74,400	6,371
	Projected Fund Balance	485,490	491,861	6,371
Major Changes:				
Revenues:				
(\$21,830) decrease in Food Sale				
Expenditures:				
(\$ 7,735) decrease of Pers Reduction for Federal program				
\$24,223 increase in Food Sale to CDS and Other Departments.				

Fund 14 - Deferred Maintenance Fund

Object	Description	2nd Interim Budget as of 1/31/10	Budget Revision as of 5/13/10	Changes
	Beginning Fund Balance	2,710,593	2,710,593	
8300-8590	State Revenue	424,179	424,179	-
8600-8799	Local Revenue	40,000	40,000	-
	Total Revenue	464,179	464,179	-
4000-4999	Books and Supplies	5,000	-	(5,000)
5000-5999	Services and Other Operating	1,740,500	1,005,373	(735,127)
6000-6999	Capital Outlay			-
7400-7699	Other Outgo			-
	Total Expenditure	1,745,500	1,005,373	(740,127)
	Increase /(Decrease) Fund Balance	(1,281,321)	(541,194)	740,127
	Projected Fund Balance	1,429,272	2,169,399	740,127

Major Changes:**Expenditures:**

(\$ 5,000) decrease in Supplies

(\$735,127) decrease in Services and Other Operating Costs

Fund 21.0 - Building Fund (Series A)

Object	Description	2nd Interim Budget as of 1/31/10	Budget Revision as of 5/13/10	Changes
	Beginning Fund Balance	38,667,509	38,667,509	
	Audit Adjustment	(3,067,464)	(3,067,464)	-
8600-8799	Local Revenue	600,000	600,000	-
8930-8979	Bond Proceed			-
	Total Revenue	600,000	600,000	-
2000-2999	Classified Salaries	291,424	296,424	5,000
3000-3999	Employee Benefits	121,003	122,103	1,100
4000-4999	Books and Supplies	331,200	331,600	400
5000-5999	Services and Other Operating	23,126,180	23,301,300	175,120
6000-6999	Capital Outlay	13,571,250	6,162,810	(7,408,440)
7400-7699	Other Outgo	-	-	-
7300-7399	Indirect			-
	Total Expenditure	37,441,057	30,214,237	(7,226,820)
	Increase /(Decrease) Fund Balance	(36,841,057)	(29,614,237)	7,226,820
	Projected Fund Balance	(1,241,012)	5,985,808	7,226,820

Major Change:

\$175,120 increase in Services and Other Operating Costs

(\$7,408,400) decrease in Construction Project

Fund 25 - Capital Facilities Fund				
Object	Description	2nd Interim Budget as of 1/31/10	Budget Revision as of 5/13/10	Changes
	Beginning Fund Balance	970,961	970,961	
	Audit Adjustment	5,095,837	5,095,837	-
8600-8799	Developer Fees	600,000	700,000	100,000
	Interest Income	45,000	45,000	-
	Total Revenue	645,000	745,000	100,000
4000-4999	Books and Supplies	-	-	-
5000-5999	Services and Other Operating	100,000	100,000	-
6000-6999	Capital Outlay	-	-	-
	Total Expenditure	100,000	100,000	-
	Increase /(Decrease) Fund Balance	5,640,837	5,740,837	
	Projected Fund Balance	6,611,798	6,711,798	100,000

Major Change:

Revenue:

\$100,000 increase in Developer Fees

Fund 40 - Special Reserve Fund For Capital Outlay Projects

Object	Description	2nd Interim Budget as of 1/31/10	Budget Revision as of 5/13/10	Changes
	Beginning Fund Balance	3,780,431	3,780,431	
8600-8799	Local Revenue	1,823,917	1,785,917	(38,000)
	Total Revenue	1,823,917	1,785,917	(38,000)
4000-4999	Books and Supplies			-
5000-5999	Services and Other Operating	152,000	279,480	127,480
6000-6999	Capital Outlay	-	-	-
7400-7499	Other Outgo	1,149,325	1,149,325	-
7300-7399	Indirect			-
	Total Expenditure	1,301,325	1,428,805	127,480
	Increase /(Decrease) Fund Balance	522,592	357,112	(165,480)
	Projected Fund Balance	4,303,023	4,137,543	(165,480)

Major Change:

Revenue:

(\$ 38,000) decrease in Interest Income

Expenditure:

\$127,480 increase in Architecture agreement for RDA program.

TO: BOARD OF EDUCATION

ACTION/MAJOR

05/26/10

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

RE: APPROVE 2009-10 END OF THE YEAR FINANCIAL REPORT

RECOMMENDATION NO. A.35

It is recommended that the Board of Education approve the 2009-10 End of the Year Financial Report.

COMMENTS: Education Code (EC) Sections §35035 (g), §42130, and §42131 require the governing board of each local educational agency (LEA) to certify at least twice a year as to the LEA's ability to meet its financial obligations for the remainder for that fiscal year and for the subsequent two fiscal years.

The 2009-10 Budget was adopted by the Board of Education on June 25, 2009, and was approved by the Los Angeles County Office of Education (LACOE). The Board adopted the 2009-10 First Interim Report on December 10, 2009, and it was approved by the LACOE. Due to the continuing cuts in State funding and the downturn in revenues, many budget discussions and workshops were held, allowing the public to comment on proposed reductions.

At the March 18, 2010 Board Meeting, the Board approved Item A.25, *Approval of the 2009-10 Second Interim Report*, at which time the District self-qualified the report in an effort to be transparent about the upcoming budget deficit in the third year. LACOE concurred with and approved the District's qualified certification for the 2009-10 2nd Interim Report. In LACOE Bulletin No. 272, LACOE commended school districts which were proactive in self-qualifying their Second Interim Reports, noting it openly communicates to the public that those districts have identified future fiscal challenges, preventive actions needed, and that additional time is needed to address future budget reductions in order to meet their reserve levels.

All schools districts which pre-qualified Second Interim Reports or were assigned qualified status are required to provide additional reporting of their financial status. This report complies with those reporting requirements. The report was developed using assumptions of revenue used at the Second Interim, updating for the most current attendance reports. Expenditure projections most closely align to expected year-end results.

The 2009-10 Year-End Financial Report in the State Standard Account Code Structure (SACS) format is attached to the Agenda as Attachment A (*green pages*).

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

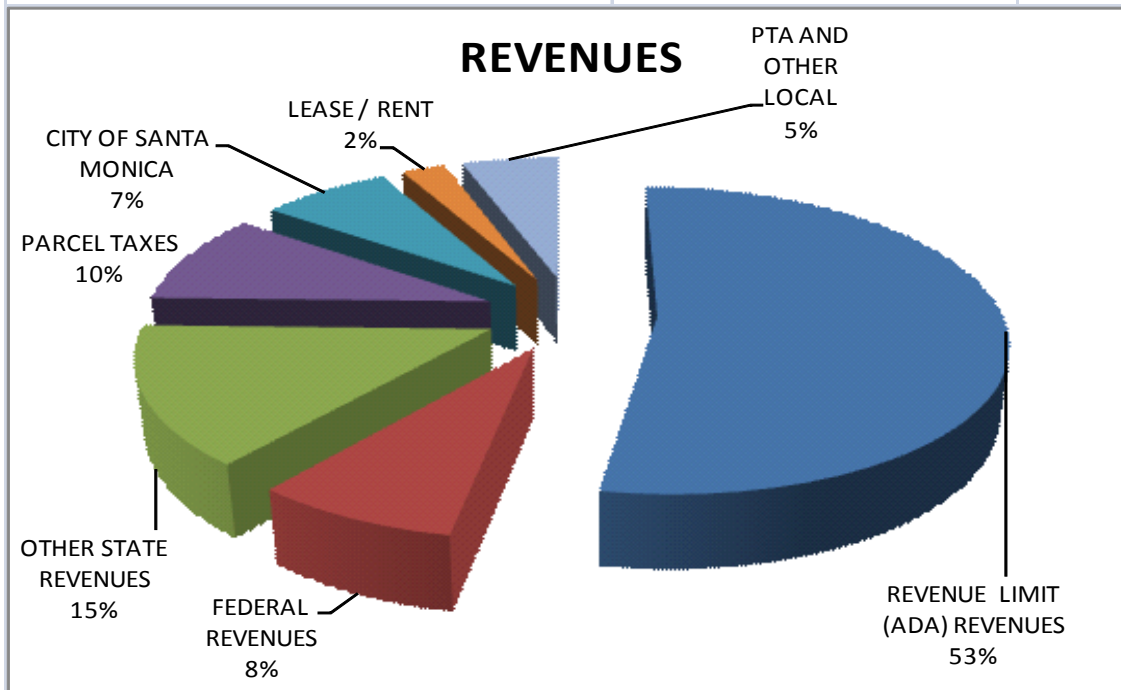
AYES:

NOES:

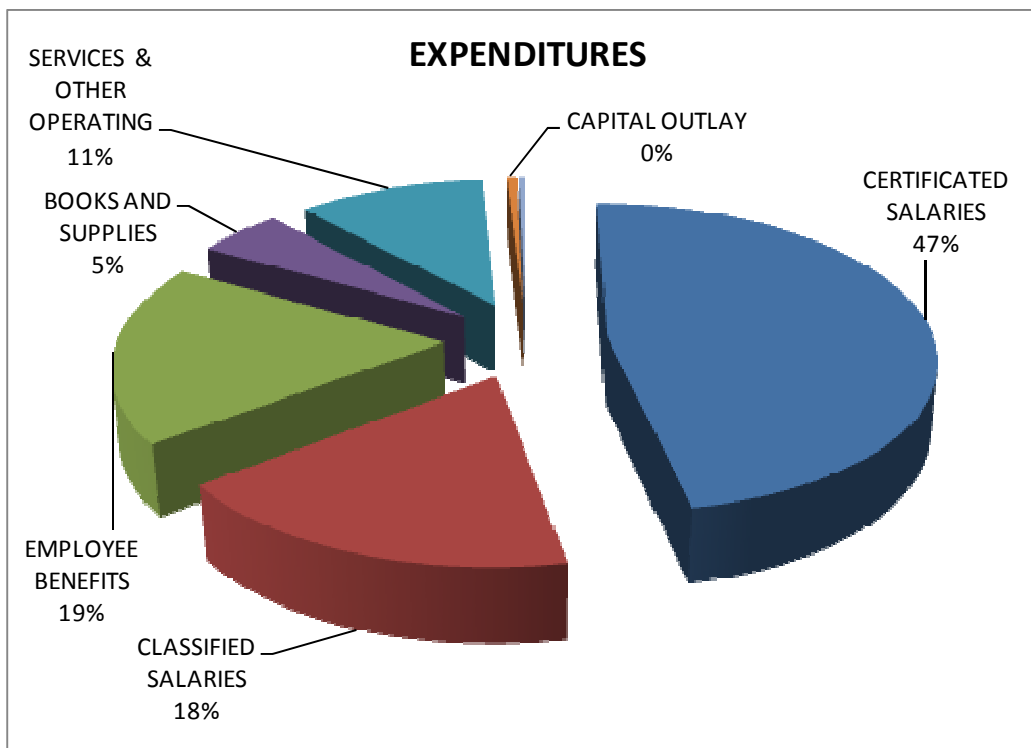
**SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT
2009-10 End of Year Financial Report**

GENERAL FUND

PROJECTED REVENUES:	
REVENUE LIMIT (ADA) REVENUES	56,510,793
FEDERAL REVENUES	8,588,829
OTHER STATE REVENUES	15,449,202
PARCEL TAXES	10,264,436
CITY OF SANTA MONICA	7,664,393
LEASE / RENT	2,617,189
PTA AND OTHER LOCAL	5,753,405
TOTAL REVENUES:	106,848,247



GENERAL FUND	
PROPOSED EXPENDITURES:	
CERTIFICATED SALARIES	56,704,894
CLASSIFIED SALARIES	21,316,715
EMPLOYEE BENEFITS	22,569,611
BOOKS AND SUPPLIES	6,053,508
SERVICES & OTHER OPERATING	13,096,268
CAPITAL OUTLAY	665,916
OTHER OUTGO	(449,867)
TOTAL EXPENDITURES:	119,957,045



TO: BOARD OF EDUCATION

ACTION/MAJOR
05/26/10

FROM: TIM CUNEO / JANECE L. MAEZ

RE: ADOPT RESOLUTION NO. 09-43 – PROVIDING FOR THE ISSUANCE OF THE SERIES C OF THE MEASURE BB GENERAL OBLIGATION BOND

RECOMMENDATION NO. A.36

It is recommended that the Board of Education adopt Resolution No. 09-43, which provides for the issuance of the Series C (not to exceed \$100 million) of the Measure BB General Obligation Bond Authorization.

COMMENTS: At the May 11, 2010 meeting of the Financial Oversight Committee, the committee discussed progress of the Measure BB bonds and projects. The District has previously issued \$140 million of the Measure BB authorization; \$60 million as bonds in October 2007, \$60 million as bonds in August 2009, and \$20 million as bond anticipation notes in August 2009. At this time, the District needs to issue \$20 million in bonds to pay off the bond anticipation notes by July 30, 2010. It is currently anticipated that an additional infusion of construction funds will not be needed until November 2011, however, the administration is contemplating the issuance of additional bonds in order to earn interest income while funds are unspent.

The District's bond advisor, Tony Hsieh of Keygent Public Finance, gave the committee an update on the District's bond program and provided an estimated structure and timeline for the upcoming issuance of bonds. Mr. Hsieh indicated that the Series C bonds would be structured similarly to the Series B bonds, in that they would likely include a combination of traditional current interest, tax-exempt bonds and "Build America Bonds". Additionally, Mr. Hsieh stated that the District can issue additional bonds to take advantage of interest income but recommended that the District keep the financing amount at a level that will avoid the use of capital appreciation bonds. Capital appreciation bonds currently carry a significant interest rate premium over current interest bonds (approximately 1.20% higher).

The resolution authorizes the issuance of one or more series of bonds in an amount not to exceed \$100 million, sold on a negotiated basis. In addition, the resolution provides the District an option to take advantage of the "Build America Bonds" if they provide a lower cost of borrowing for the District in comparison to traditional tax-exempt bonds.

The adoption of this resolution formalizes the commencement of work on the third issuance of Measure BB bonds, which is estimated to be completed in late July 2010. In the coming weeks Mr. Hsieh will be working in conjunction with the District administration to identify the most cost-effective bond structure. The anticipated completion date of the Series C bond financing is July 13, 2010.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

RESOLUTION NO. 09-43

A RESOLUTION OF THE BOARD OF EDUCATION OF THE SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT, LOS ANGELES COUNTY, CALIFORNIA, AUTHORIZING THE ISSUANCE OF SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT (LOS ANGELES COUNTY, CALIFORNIA) ELECTION OF 2006 GENERAL OBLIGATION BONDS, SERIES C, AND ACTIONS RELATED THERETO

WHEREAS, a duly called special municipal election was held in the Santa Monica-Malibu Unified School District (the "District"), Los Angeles County (the "County"), State of California, on November 7, 2006 (the "Election") and thereafter canvassed pursuant to law;

WHEREAS, at such election there was submitted to and approved by the requisite fifty-five percent vote of the qualified electors of the District a question as to the issuance and sale of general obligation bonds of the District for various purposes set forth in the ballot submitted to the voters, in the maximum amount not to exceed \$268,000,000, payable from the levy of an *ad valorem* tax against the taxable property in the District;

WHEREAS, on October 16, 2007, the Board of Supervisors of the County issued, on behalf of the District, the first series of bonds pursuant to the Authorization in an aggregate principal amount of \$60,000,000 (the "Series A Bonds");

WHEREAS, on August 5, 2009, the Board of Supervisors of the County issued, on behalf of the District, the second series of bonds pursuant to the Authorization in an aggregate principal amount of \$60,000,000 (the "Series B Bonds");

WHEREAS, pursuant to a resolution (the "Prior Resolution") of the Board of Education (the "Board") of the District adopted on June 25, 2009, on August 5, 2009 the District issued \$20,000,000 of such notes (the "Prior Notes") with a maturity date of July 30, 2010 in anticipation of proceeds from the sale of Bonds under the Authorization;

WHEREAS, at this time this Board has determined that it is necessary and desirable to issue the third series of such bonds in an aggregate principal amount not-to-exceed \$100,000,000 to be styled as "Santa Monica-Malibu Unified School District (Los Angeles County, California) Election of 2006 General Obligation Bonds, Series C" (the "Bonds");

WHEREAS, this Board further desires to authorize the issuance of all or a portion of the Bonds as taxable "Build America Bonds" pursuant to the American Reinvestment and Recovery Act of 2009 ("ARRA");

WHEREAS, the Prior Resolution concurrently authorized the issuance of the Bonds under the Authorization in the aggregate principal amount of \$30,000,000 (the "Series C Bonds");

WHEREAS, at this time this Board of Education (the "Board") has determined that it is necessary and desirable to rescind that portion of the Prior Resolution authorizing the Series C Bonds and instead to carry out the sale of the Series C Bonds in order to provide funds to repay the Prior Notes and fund authorized projects pursuant to the authority of this Resolution;

WHEREAS, pursuant to Article 4.5 of Chapter 3 of Part 1 of Division 2 of Title 5 of the California Government Code (the "Government Code Act"), the Series C Bonds are authorized to be issued for the purpose of refunding the Prior Notes and funding authorized projects;

WHEREAS, the District has not received a qualified or negative certification in its most recent interim report;

WHEREAS, this Board desires to reappoint certain professionals to provide services related to the issuance of the Series C Bonds; and

WHEREAS, all acts, conditions and things required by law to be done or performed have been done and performed in strict conformity with the laws authorizing the issuance of general obligation bonds of the District, and the indebtedness of the District, including this proposed issue of Series C Bonds, is within all limits prescribed by law;

NOW, THEREFORE, BE IT FOUND, DETERMINED AND RESOLVED BY THE BOARD OF EDUCATION OF THE SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT, LOS ANGELES COUNTY, CALIFORNIA, AS FOLLOWS:

Section 1. **Authorization for Issuance of the Series C Bonds.** To raise money for the purposes authorized by the voters of the District at the Election, including the payment of the principal and interest due on the Prior Notes, and to pay all necessary legal, financial, engineering and contingent costs in connection therewith, the Board hereby authorizes the issuance of the Series C Bonds pursuant to the Government Code Act in one or more series of taxable or tax-exempt bonds, with appropriate designation if more than one series is issued, and as any combination of Current Interest, Capital Appreciation and Convertible Capital Appreciation Bonds (as defined herein). The Board further orders such Series C Bonds sold such that the Series C Bonds shall be dated as of a date to be determined by the Board, shall be payable upon such terms and provisions as shall be set forth in the Series C Bonds, and shall be in an aggregate principal amount not-to-exceed \$100,000,000.

Section 2. **Paying Agent.** This Board does hereby appoint U.S. Bank National Association, to act as the authenticating agent, bond registrar, transfer agent and paying agent (collectively, the "Paying Agent") for the Series C Bonds. This Board hereby approves the payment of the reasonable fees and expenses of the Paying Agent as they shall become due and payable.

Section 3. **Terms and Conditions of Sale.** The Series C Bonds shall be sold upon the direction of the Superintendent or the Assistant Superintendent, Business and Fiscal Services of the District, or such other officers or employees of the District as the Superintendent may designate (collectively, the "Authorized Officers"). The Board hereby authorizes the sale of the Series C Bonds at a negotiated sale, which is determined to provide more flexibility in the timing of the sale, an ability to implement the sale in a shorter time period, an increased ability to structure the Series C Bonds to fit the needs of particular purchasers, and a greater opportunity for RBC Capital Markets Corporation and Stone & Youngberg, LLC (the "Underwriters") to pre-market the Series C Bonds to potential purchasers prior to the sale, all of which will contribute to the District's goal of achieving the lowest overall cost of funds. The Series C Bonds shall be sold pursuant to the terms and conditions set forth in the Purchase Contract, as described below.

Section 4. **Approval of Purchase Contract.** The form of Bond Purchase Contract (the "Purchase Contract") by and between the District and the Underwriters, for the purchase and sale of the Series C Bonds, substantially in the form on file with the Clerk of the Board, is hereby approved and the Authorized Officers, each alone, are hereby authorized and requested to acknowledge the execution of such Purchase Contract; provided, however, that the maximum true interest cost on the Series C Bonds shall not exceed the maximum rate permitted by law and the Underwriters' discount, excluding original issue discount and expenses and costs of issuance paid by the Underwriters, thereon shall not exceed 0.5% of the aggregate principal amount of Series C Bonds issued. The Authorized Officers, each alone, are further authorized to determine the principal amount of the Series C Bonds to be specified in the Purchase Contract for sale by the District up to \$100,000,000 and to enter into and execute the Purchase

Contract with the Underwriters, if the conditions set forth in this Resolution are satisfied. The Board estimates that the costs associated with the issuance of the Series C Bonds, including compensation to the Underwriters and any such costs which the Underwriters agree to pay pursuant to the Purchase Contract (excluding fees of the Bond Insurer, if any), will equal approximately 2.0% of the principal amount of the Series C Bonds.

Section 5. **Certain Definitions**. As used in this Resolution, the terms set forth below shall have the meanings ascribed to them (unless otherwise set forth in the Purchase Contract):

(a) **“Accreted Interest”** means, with respect to Capital Appreciation Bonds and Convertible Capital Appreciation Bonds prior to the Conversion Date, the Accreted Value thereof minus the Principal Amount thereof as of the date of calculation.

(b) **“Accretion Rate”** means, unless otherwise provided by the Purchase Contract, that rate which, when applied to the Principal Amount of a Capital Appreciation Bond or a Convertible Capital Appreciation Bond prior to the Conversion Date, and compounded semiannually on each February 1 and August 1 (commencing on February 1, 2011), produces the Maturity Value on the maturity date (with respect to Capital Appreciation Bonds) and the Conversion Value on the Conversion Date (with respect to Convertible Capital Appreciation Bonds).

(c) **“Accreted Value”** means, as of the date of calculation, with respect to Capital Appreciation Bonds and Convertible Capital Appreciation Bonds prior to the Conversion Date, the Principal Amount thereof plus Accreted Interest thereon to such date of calculation, compounded semiannually on each February 1 and August 1, commencing on February 1, 2011 (unless otherwise provided in the Purchase Contract) at the stated Accretion Rate thereof, assuming in any such semiannual period that such Accreted Value increases in equal daily amounts on the basis of a 360-day year of twelve 30-day months.

(d) **“Bond Insurer”** means any insurance company which issues a municipal bond insurance policy insuring the payment of Principal, Conversion Value and Maturity Value of and interest on the Series C Bonds.

(e) **“Bond Payment Date”** means (unless otherwise provided by the Purchase Contract), February 1 and August 1 of each year commencing February 1, 2011 with respect to the interest on the Current Interest Bonds and Convertible Capital Appreciation Bonds after the Conversion Date; August 1 of each year with respect to the principal payments on the Current Interest Bonds; and, with respect to the Capital Appreciation Bonds and Convertible Capital Appreciation Bonds, the stated maturity dates thereof, as applicable.

(f) **“Build America Bonds”** means those Bonds issued as “Build America Bonds” pursuant to Section 54AA of the Code Section 148(f) of the Internal Revenue Code of 1986, as amended.

(g) **“Paying Agent”** means U.S. Bank National Association, or any successor thereto.

(h) **“Capital Appreciation Bonds”** means the Series C Bonds the interest component of which is compounded semiannually on each February 1 and August 1 (commencing on February 1, 2011 (unless otherwise provided in the Purchase Contract)) to maturity as shown in the table of Accreted Value for such Series C Bonds in the Official Statement.

- (i) **“Code”** means the Internal Revenue Code of 1986, as amended.
- (j) **“Current Interest Bonds”** means the Series C Bonds the interest on which is payable semiannually on each Bond Payment Date specified for each such Bond as designated and maturing in the years and in the amounts set forth in the Purchase Contract.
- (k) **“Conversion Date”** means, with respect to Convertible Capital Appreciation Bonds, the date stated in the Purchase Contract as the date on which such Bonds, originally issued as Capital Appreciation Bonds, convert to Current Interest Bonds.
- (l) **“Conversion Value”** means, with respect to Convertible Capital Appreciation Bonds, the Accreted Value as of the Conversion Date.
- (m) **“Convertible Capital Appreciation Bonds”** means the Series C Bonds which are originally issued as Capital Appreciation Bonds, but which convert to Current Interest Bonds on the Conversion Date.
- (n) **“Denominational Amount”** means the initial principal amount of any Capital Appreciation Bond.
- (o) **“Depository”** means the securities depository acting as Depository pursuant to Section 6(c) hereof.
- (p) **“DTC”** means The Depository Trust Company, New York, New York, a limited purpose trust company organized under the laws of the State of New York, in its capacity as Depository.
- (q) **“Information Services”** means Financial Information, Inc.’s Daily Called Bond Service; Mergent, Inc.’s Called Bond Department; or Standard & Poor’s J.J. Kenny Information Services’ Called Bond Service.
- (r) **“Maturity Value”** means the Accreted Value of any Capital Appreciation Bond on its maturity date.
- (s) **“Nominee”** means the nominee of the Depository, which may be the Depository, as determined from time to time pursuant to Section 6(c) hereof.
- (t) **“Official Statement”** means the Official Statement for the Series C Bonds, as described in Section 17 hereof.
- (u) **“Participants”** means those broker-dealers, banks and other financial institutions from time to time for which the Depository holds book-entry certificates as securities depository.
- (v) **“Permitted Investments”** means (i) any lawful investments permitted by Section 16429.1 and Section 53601 of the Government Code, (ii) shares in a California common law trust established pursuant to Title 1, Division 7, Chapter 5 of the Government Code which invests exclusively in investments permitted by Section 53635 of the Government Code, but without regard to any limitations in such Section concerning the percentage of moneys available for investment being invested in a particular type of security, (iii) a guaranteed investment contract with a provider rated in at least the second highest category by each rating agency then rating the Series C

Bonds, (iv) the Local Agency Investments Fund of the California State Treasurer, (v) State and Local Government Series Securities, and (vi) the County Investment Pool for the County of Los Angeles.

(w) **“Principal”** or **“Principal Amount”** means, with respect to any Current Interest Bond, the principal or principal amount thereof, with respect to any Capital Appreciation Bond, the Denominational Amount thereof, and with respect to any Convertible Capital Appreciation Bond, the initial principal amount thereof.

(aa) **“Rating Agencies”** means Standard & Poor’s Rating Services and Moody’s Investors Services.

(bb) **“Record Date”** means the 15th day of the month preceding each Bond Payment Date.

(cc) **“Securities Depository”** means The Depository Trust Company, 55 Water Street, New York, New York 10041, Tel: (212) 855-1000 or Fax: (212) 855-7320.

(dd) **“Taxable Bonds”** means any Series C Bonds not issued as Tax-Exempt Bonds.

(ee) **“Tax-Exempt Bonds”** means any Series C Bonds the interest in which is excludable from gross income for federal income tax purposes and is not treated as an item of tax preference for purposes of calculating the federal alternative minimum tax, as further described in an opinion of Bond Counsel supplied to the original purchasers of such Series C Bonds.

(ff) **“Term Bonds”** means those Series C Bonds for which mandatory redemption dates have been established in the Purchase Contract.

(gg) **“Transfer Amount”** means, (i) with respect to any Outstanding Current Interest Bond, the Principal Amount, (ii) with respect to any Outstanding Capital Appreciation Bond, the Maturity Value, and (iii) with respect to any Outstanding Convertible Capital Appreciation Bonds, the Conversion Value.

(hh) **“Treasurer”** means the Treasurer-Tax Collector of Los Angeles County.

Section 6. **Terms of the Series C Bonds.**

(a) **Denomination, Interest, Dated Dates.** The Series C Bonds shall be issued as fully registered bonds registered as to both Principal and interest, in the following denominations: (i) with respect to the Current Interest Bonds, \$5,000 Principal Amount or any integral multiple thereof, (ii) with respect to the Capital Appreciation Bonds, \$5,000 Maturity Value, or any integral multiple thereof, and (iii) with respect to Convertible Capital Appreciation Bonds, \$5,000 Conversion Value or any integral multiple thereof. The Series C Bonds shall bear or accrete interest at a rate or rates such that the interest rate shall not exceed that authorized at the Election.

Each Current Interest Bond shall be dated their date of delivery (the “Dated Date”), and shall bear interest from the Bond Payment Date next preceding the date of authentication thereof unless it is authenticated as of the Record Date next preceding any Bond Payment Date to that Bond Payment Date, inclusive, in which event it shall bear interest from such Bond Payment Date, or unless it is authenticated on or before January 15, 2011, in which event it

shall bear interest from its Dated Date. Interest shall be payable on the respective Bond Payment Dates and shall be calculated on the basis of a 360-day year of twelve 30-day months.

The Capital Appreciation Bonds shall mature in the years, shall be issued in aggregate Principal Amounts, shall have Accretion Rates and shall have denominations per each \$5,000 in Maturity Value as shown in the Accreted Value Table attached to the Official Statement. The Convertible Capital Appreciation Bonds shall mature in the years, shall be issued in the aggregate Principal Amounts, shall have Accretion Rates and shall have denominations per each \$5,000 in Conversion Value as shown in such Accreted Value Table; provided, that in the event that the amount shown in such Accreted Value Table and the Accreted Value caused to be calculated by the District and approved by the Bond Insurer, if any, by application of the definition of Accreted Value set forth in Section 4 differ, the latter amount shall be the Accreted Value of such Capital Appreciation Bond or Convertible Capital Appreciation Bond, as applicable.

The Convertible Capital Appreciation Bonds shall convert to Current Interest Bonds on the Conversion Date. During the period while the Convertible Capital Appreciation Bonds are in the form of Capital Appreciation Bonds, they will not bear interest but will accrete value through the Conversion Date. From and after the Conversion Date, the Convertible Capital Appreciation Bonds will bear interest as Current Interest Bonds, and such interest will accrue based upon the Conversion Value of such Bonds at the Conversion Date. No payment will be made to the Owners of Convertible Capital Appreciation Bonds on the Conversion Date.

(b) Redemption.

(i) Terms of Redemption. The Series C Bonds shall be subject to redemption prior to maturity as provided in the Purchase Contract or the Official Statement.

(ii) Selection of Series C Bonds for Redemption. Whenever provision is made in this Resolution for the optional redemption of Series C Bonds and less than all Outstanding Series C Bonds are to be redeemed, the Paying Agent identified below, upon written instruction from the District, shall select Series C Bonds for redemption as so directed and if not directed, in inverse order of maturity. Within a maturity, the Paying Agent shall select Series C Bonds for redemption by lot. Redemption by lot shall be in such manner as the Paying Agent shall determine; provided, however, that (A) the portion of any Current Interest Bond to be redeemed in part shall be in the Principal Amount of \$5,000 or any integral multiple thereof, (B) the portion of any Capital Appreciation Bond to be redeemed in part shall be in integral multiples of the Accreted Value per \$5,000 Maturity Value thereof, (C) and the portion of any Convertible Capital Appreciation Bond to be redeemed in part shall be in integral multiples of the Accreted Value per \$5,000 Conversion Value thereof.

(iii) Notice of Redemption. When redemption is authorized or required pursuant to Section 6(b) hereof, the Paying Agent, upon written instruction from the District, shall give notice (a "Redemption Notice") of the redemption of the Series C Bonds. Such Redemption Notice shall specify: the Series C Bonds or designated portions thereof (in the case of redemption of the Series C Bonds in part but not in whole) which are to be redeemed, the date of redemption, the place or places where the redemption will be made, including the name and address of the Paying Agent, the redemption price, the CUSIP numbers (if any) assigned to the Series C Bonds to be redeemed, the Bond numbers of the Series C Bonds to be redeemed in whole or in part and, in the case of any Bond to be redeemed in part only, the Principal Amount, Conversion Value or Accreted Value of such Bond to be redeemed, and the original issue date, interest rate or Accretion Rate and stated maturity date of each Bond to be redeemed in whole or in part. Such Redemption Notice shall further state that on the specified date there shall become due and payable upon each Bond or portion thereof being redeemed at the redemption price thereof, together with the interest accrued or accreted to the redemption

date, and that from and after such date, interest with respect thereto shall cease to accrue or accrete.

The Paying Agent shall take the following actions with respect to such Redemption Notice:

(a) At least 30 but not more than 45 days prior to the redemption date, such Redemption Notice shall be given to the respective Owners of Series C Bonds designated for redemption by registered or certified mail, postage prepaid, at their addresses appearing on the Bond Register.

(b) At least 30 but not more than 45 days prior to the redemption date, such Redemption Notice shall be given by (i) registered or certified mail, postage prepaid, (ii) telephonically confirmed facsimile transmission, or (iii) overnight delivery service, to the Securities Depository.

(c) At least 30 but not more than 45 days prior to the redemption date, such Redemption Notice shall be given by (i) registered or certified mail, postage prepaid, or (ii) overnight delivery service, to one of the Information Services.

Neither failure to receive or failure to publish any Redemption Notice nor any defect in any such Redemption Notice so given shall affect the sufficiency of the proceedings for the redemption of the affected Series C Bonds. Each check issued or other transfer of funds made by the Paying Agent for the purpose of redeeming Series C Bonds shall bear or include the CUSIP number identifying, by issue and maturity, the Series C Bonds being redeemed with the proceeds of such check or other transfer.

(iv) Partial Redemption of Series C Bonds. Upon the surrender of any Bond redeemed in part only, the Paying Agent shall execute and deliver to the Owner thereof a new Bond or Series C Bonds of like tenor and maturity and of authorized denominations equal in Transfer Amounts to the unredeemed portion of the Bond surrendered. Such partial redemption shall be valid upon payment of the amount required to be paid to such Owner, and the District shall be released and discharged thereupon from all liability to the extent of such payment.

(v) Effect of Notice of Redemption. Notice having been given as aforesaid, and the moneys for the redemption (including the interest to the applicable date of redemption) having been set aside in the District's Debt Service Fund, the Series C Bonds to be redeemed shall become due and payable on such date of redemption.

If on such redemption date, money for the redemption of all the Series C Bonds to be redeemed as provided in Section 6(b) hereof, together with interest accrued to such redemption date, shall be held by the Paying Agent so as to be available therefor on such redemption date, and if notice of redemption thereof shall have been given as aforesaid, then from and after such redemption date, interest with respect to the Series C Bonds to be redeemed shall cease to accrue or accrete and become payable. All money held by or on behalf of the Paying Agent for the redemption of Series C Bonds shall be held in trust for the account of the Owners of the Series C Bonds so to be redeemed.

All Series C Bonds paid at maturity or redeemed prior to maturity pursuant to the provisions of this Section 6 shall be cancelled upon surrender thereof and be delivered to or upon the order of the District. All or any portion of a Series C Bond purchased by the District shall be cancelled by the Paying Agent.

(vi) Series C Bonds No Longer Outstanding. When any Series C Bonds (or portions thereof), which have been duly called for redemption prior to maturity under the

provisions of this Resolution, or with respect to which irrevocable instructions to call for redemption prior to maturity at the earliest redemption date have been given to the Paying Agent, in form satisfactory to it, and sufficient moneys shall be held by the Paying Agent irrevocably in trust for the payment of the redemption price of such Series C Bonds or portions thereof, and, in the case of Current Interest Bonds, accrued interest with respect thereto to the date fixed for redemption, all as provided in this Resolution, then such Series C Bonds shall no longer be deemed Outstanding and shall be surrendered to the Paying Agent for cancellation.

(c) Book-Entry System.

(i) Election of Book-Entry System. The Series C Bonds shall initially be delivered in the form of a separate single fully-registered bond (which may be typewritten) for each maturity date of such Series C Bonds in an authorized denomination (except for any odd denomination Bond). The ownership of each such Bond shall be registered in the Bond Register (as defined below) in the name of the Nominee, as nominee of the Depository and ownership of the Series C Bonds, or any portion thereof may not thereafter be transferred except as provided in Section 6(c)(i)(4).

With respect to book-entry Series C Bonds, the District and the Paying Agent shall have no responsibility or obligation to any Participant or to any person on behalf of which such a Participant holds an interest in such book-entry Series C Bonds. Without limiting the immediately preceding sentence, the District and the Paying Agent shall have no responsibility or obligation with respect to (i) the accuracy of the records of the Depository, the Nominee, or any Participant with respect to any ownership interest in book-entry Series C Bonds, (ii) the delivery to any Participant or any other person, other than an owner as shown in the Bond Register, of any notice with respect to book-entry Series C Bonds, including any notice of redemption, (iii) the selection by the Depository and its Participants of the beneficial interests in book-entry Series C Bonds to be prepaid in the event the District redeems the Series C Bonds in part, or (iv) the payment by the Depository or any Participant or any other person, of any amount with respect to Accreted Value, Conversion Value, Principal, premium, if any, or interest on the book-entry Series C Bonds. The District and the Paying Agent may treat and consider the person in whose name each book-entry Bond is registered in the Bond Register as the absolute owner of such book-entry Bond for the purpose of payment of Accreted Value, Conversion Value, or Principal of and premium and interest on and to such Bond, for the purpose of giving notices of redemption and other matters with respect to such Bond, for the purpose of registering transfers with respect to such Bond, and for all other purposes whatsoever. The Paying Agent shall pay all Accreted Value, Conversion Value, or Principal of and premium, if any, and interest on the Series C Bonds only to or upon the order of the respective owner, as shown in the Bond Register, or his respective attorney duly authorized in writing, and all such payments shall be valid and effective to fully satisfy and discharge the District's obligations with respect to payment of Accreted Value, Conversion Value, or Principal of, and premium, if any, and interest on the Series C Bonds to the extent of the sum or sums so paid. No person other than an owner, as shown in the Bond Register, shall receive a certificate evidencing the obligation to make payments of Accreted Value, Conversion Value, or Principal of, and premium, if any, and interest on the Series C Bonds. Upon delivery by the Depository to the owner and the Paying Agent, of written notice to the effect that the Depository has determined to substitute a new nominee in place of the Nominee, and subject to the provisions herein with respect to the Record Date, the word Nominee in this Resolution shall refer to such nominee of the Depository.

1. Delivery of Letter of Representations. In order to qualify the book-entry Series C Bonds for the Depository's book-entry system, the District and the Paying Agent shall execute and deliver to the Depository a Letter of Representations. The execution and delivery of a Letter of Representations shall not in any way impose upon the District or the Paying Agent any obligation whatsoever with respect to persons

having interests in such book-entry Series C Bonds other than the owners, as shown on the Bond Register. By executing a Letter of Representations, the Paying Agent shall agree to take all action necessary at all times so that the District will be in compliance with all representations of the District in such Letter of Representations. In addition to the execution and delivery of a Letter of Representations, the District and the Paying Agent shall take such other actions, not inconsistent with this Resolution, as are reasonably necessary to qualify book-entry Series C Bonds for the Depository's book-entry program.

2. Selection of Depository. In the event (i) the Depository determines not to continue to act as securities depository for book-entry Series C Bonds, or (ii) the District determines that continuation of the book-entry system is not in the best interest of the beneficial owners of the Series C Bonds or the District, then the District will discontinue the book-entry system with the Depository. If the District determines to replace the Depository with another qualified securities depository, the District shall prepare or direct the preparation of a new single, separate, fully registered bond for each maturity date of such book-entry Bond, registered in the name of such successor or substitute qualified securities depository or its Nominee as provided in subsection (4) hereof. If the District fails to identify another qualified securities depository to replace the Depository, then the Series C Bonds shall no longer be restricted to being registered in such Bond Register in the name of the Nominee, but shall be registered in whatever name or names the owners transferring or exchanging such Series C Bonds shall designate, in accordance with the provisions of this Section 6(c).

3. Payments to Depository. Notwithstanding any other provision of this Resolution to the contrary, so long as all outstanding Series C Bonds are held in book-entry and registered in the name of the Nominee, all payments by the District or the Bond Register with respect to Accreted Value, Conversion Value or Principal of and premium, if any, or interest on the Series C Bonds and all notices with respect to such Series C Bonds shall be made and given, respectively to the Nominees, as provided in the Letter of Representations or as otherwise instructed by the Depository and agreed to by the Paying Agent notwithstanding any inconsistent provisions herein.

4. Transfer of Series C Bonds to Substitute Depository.

(A) The Series C Bonds shall be initially issued as described in the Official Statement described herein. Registered ownership of such Series C Bonds, or any portions thereof, may not thereafter be transferred except:

(1) to any successor of DTC or its nominee, or of any substitute depository designated pursuant to Section 6(c)(i)(4)(A)(2) ("Substitute Depository"); provided that any successor of DTC or Substitute Depository shall be qualified under any applicable laws to provide the service proposed to be provided by it;

(2) to any Substitute Depository, upon (1) the resignation of DTC or its successor (or any Substitute Depository or its successor) from its functions as depository, or (2) a determination by the District that DTC (or its successor) is no longer able to carry out its functions as depository; provided that any such Substitute Depository shall be qualified under any applicable laws to provide the services proposed to be provided by it; or

(3) to any person as provided below, upon (1) the resignation of DTC or its successor (or any Substitute Depository or its successor) from its functions as depository, or (2) a determination by the District that DTC or its

successor (or Substitute Depository or its successor) is no longer able to carry out its functions as depository.

(B) In the case of any transfer pursuant to Section 6(c)(i)(4)(A)(1) or (2), upon receipt of all outstanding Series C Bonds by the Paying Agent, together with a written request of the District to the Paying Agent designating the Substitute Depository, a single new Bond, which the District shall prepare or cause to be prepared, shall be executed and delivered for each maturity of Series C Bonds then outstanding, registered in the name of such successor or such Substitute Depository or their Nominees, as the case may be, all as specified in such written request of the District. In the case of any transfer pursuant to Section 6(c)(i)(4)(A)(3), upon receipt of all outstanding Series C Bonds by the Paying Agent, together with a written request of the District to the Paying Agent, new Series C Bonds, which the District shall prepare or cause to be prepared, shall be executed and delivered in such denominations and registered in the names of such persons as are requested in such written request of the District, provided that the Paying Agent shall not be required to deliver such new Series C Bonds within a period of less than sixty (60) days from the date of receipt of such written request from the District.

(C) In the case of a partial redemption or an advance refunding of any Series C Bonds evidencing a portion of the Maturity Value, Conversion Value or Principal maturing in a particular year, DTC or its successor (or any Substitute Depository or its successor) shall make an appropriate notation on such Series C Bonds indicating the date and amounts of such reduction in Maturity Value or Principal, in form acceptable to the Paying Agent, all in accordance with the Letter of Representations. The Paying Agent shall not be liable for such Depository's failure to make such notations or errors in making such notations.

(D) The District and the Paying Agent shall be entitled to treat the person in whose name any Bond is registered as the owner thereof for all purposes of this Resolution and any applicable laws, notwithstanding any notice to the contrary received by the Paying Agent or the District; and the District and the Paying Agent shall not have responsibility for transmitting payments to, communicating with, notifying, or otherwise dealing with any beneficial owners of the Series C Bonds. Neither the District nor the Paying Agent shall have any responsibility or obligation, legal or otherwise, to any such beneficial owners or to any other party, including DTC or its successor (or Substitute Depository or its successor), except to the Owner of any Series C Bonds, and the Paying Agent may rely conclusively on its records as to the identity of the owners of the Series C Bonds.

Section 7. **Execution of the Series C Bonds.** The Series C Bonds shall be signed by the President of the Board, or other member of the Board authorized to do so by resolution of the Board, by their manual or facsimile signature and countersigned by the manual or facsimile signature of the Clerk of the Board, all in their official capacities. No Bond shall be valid or obligatory for any purpose or shall be entitled to any security or benefit under this Resolution unless and until the certificate of authentication printed on the Bond is signed by the Paying Agent as authenticating agent. Authentication by the Paying Agent shall be conclusive evidence that the Bond so authenticated has been duly issued, signed and delivered under this Resolution and is entitled to the security and benefit of this Resolution.

Section 8. **Paying Agent: Transfer and Exchange.** So long as any of the Series C Bonds remains outstanding, the District will cause the Paying Agent to maintain and keep at its principal office all books and records necessary for the registration, exchange and transfer of the Series C Bonds as provided in this Section. Subject to the provisions of Section 9 below, the person in whose name a Series C Bond is registered on the Bond Register shall be

regarded as the absolute owner of that Bond for all purposes of this Resolution. Payment of or on account of the Principal, Conversion Value, or Accreted Value of and premium, if any, and interest on any Bond shall be made only to or upon the order of that person; neither the District nor the Paying Agent shall be affected by any notice to the contrary, but the registration may be changed as provided in this Section. All such payments shall be valid and effectual to satisfy and discharge the District's liability upon the Series C Bonds, including interest, to the extent of the amount or amounts so paid.

Any Bond may be exchanged for Series C Bonds of like tenor, maturity and Transfer Amount upon presentation and surrender at the principal office of the Paying Agent, together with a request for exchange signed by the Owner or by a person legally empowered to do so in a form satisfactory to the Paying Agent. A Bond may be transferred on the Bond Register only upon presentation and surrender of the Bond at the principal office of the Paying Agent together with an assignment executed by the Owner or by a person legally empowered to do so in a form satisfactory to the Paying Agent. Upon exchange or transfer, the Paying Agent shall complete, authenticate and deliver a new bond or bonds of like tenor and of any authorized denomination or denominations requested by the Owner equal to the Transfer Amount of the Series C Bond surrendered and bearing or accruing interest at the same rate and maturing on the same date. Capital Appreciation Bonds, Convertible Capital Appreciation Bonds and Current Interest Bonds may not be exchanged for one another.

If any Bond shall become mutilated, the District, at the expense of the Owner of said Bond, shall execute, and the Paying Agent shall thereupon authenticate and deliver, a new Bond of like series, tenor and Transfer Amount in exchange and substitution for the Bond so mutilated, but only upon surrender to the Paying Agent of the Bond so mutilated. If any Bond issued hereunder shall be lost, destroyed or stolen, evidence of such loss, destruction or theft may be submitted to the Paying Agent and, if such evidence be satisfactory to the Paying Agent and indemnity for the Paying Agent and the District satisfactory to the Paying Agent shall be given by the owner, the District, at the expense of the Bond owner, shall execute, and the Paying Agent shall thereupon authenticate and deliver, a new Bond of like tenor in lieu of and in substitution for the Bond so lost, destroyed or stolen (or if any such Bond shall have matured or shall have been called for redemption, instead of issuing a substitute Bond the Paying Agent may pay the same without surrender thereof upon receipt of indemnity satisfactory to the Paying Agent and the District). The Paying Agent may require payment of a reasonable fee for each new Bond issued under this paragraph and of the expenses which may be incurred by the District and the Paying Agent.

If manual signatures on behalf of the District are required in connection with an exchange or transfer, the Paying Agent shall undertake the exchange or transfer of Series C Bonds only after the new Series C Bonds are signed by the authorized officers of the District. In all cases of exchanged or transferred Series C Bonds, the District shall sign and the Paying Agent shall authenticate and deliver Series C Bonds in accordance with the provisions of this Resolution. All fees and costs of transfer shall be paid by the requesting party. Those charges may be required to be paid before the procedure is begun for the exchange or transfer. All Series C Bonds issued upon any exchange or transfer shall be valid obligations of the District, evidencing the same debt, and entitled to the same security and benefit under this Resolution as the Series C Bonds surrendered upon that exchange or transfer.

Any Bond surrendered to the Paying Agent for payment, retirement, exchange, replacement or transfer shall be cancelled by the Paying Agent. The District may at any time deliver to the Paying Agent for cancellation any previously authenticated and delivered Series C Bonds that the District may have acquired in any manner whatsoever, and those Series C Bonds shall be promptly cancelled by the Paying Agent. Written reports of the surrender and cancellation of Series C Bonds shall be made to the District by the Paying Agent as requested

by the District. The cancelled Series C Bonds shall be retained for two years, then returned to the District or destroyed by the Paying Agent as directed by the District.

Neither the District nor the Paying Agent will be required (a) to issue or transfer any Series C Bonds during a period beginning with the opening of business on the 15th business day next preceding either any Bond Payment Date or any date of selection of Series C Bonds to be redeemed and ending with the close of business on the Bond Payment Date or any day on which the applicable notice of redemption is given or (b) to transfer any Series C Bonds which have been selected or called for redemption in whole or in part.

Section 9. **Payment.** Payment of interest on any Current Interest Bond on any Bond Payment Date shall be made to the person appearing on the registration books of the Paying Agent as the Owner thereof as of the Record Date immediately preceding such Bond Payment Date, such interest to be paid by wire transfer or check mailed to such Owner on the Bond Payment Date at his address as it appears on such registration books or at such other address as he may have filed with the Paying Agent for that purpose on or before the Record Date. The Owner in an aggregate Principal Amount, Conversion Value or Maturity Value of One Million Dollars (\$1,000,000) or more may request in writing to the Paying Agent that such Owner be paid interest by wire transfer to the bank and account number on file with the Paying Agent as of the Record Date. The principal, and redemption premiums, if any, payable on the Current Interest Bonds, the Accreted Value and redemption premiums, if any, on the Capital Appreciation Bonds, and the Accreted Value, Conversion Value and redemption premiums, if any, on Convertible Capital Appreciation Bonds shall be payable upon maturity or redemption upon surrender at the principal office of the Paying Agent. The interest, Accreted Value, Conversion Value Principal and premiums, if any, on the Bonds shall be payable in lawful money of the United States of America. The Paying Agent is hereby authorized to pay the Bonds when duly presented for payment at maturity, and to cancel all Bonds upon payment thereof. The Bonds are general obligations of the District and do not constitute an obligation of the County except as provided in this Bond Resolution. No part of any fund of the County is pledged or obligated to the payment of the Bonds.

Section 10. **Forms of Series C Bonds.** The Series C Bonds shall be in substantially the forms as set forth in Exhibit A hereto, allowing those officials executing the Series C Bonds to make the insertions and deletions necessary to conform the Series C Bonds to this Resolution and the Purchase Contract.

Section 11. **Delivery of Series C Bonds.** The proper officials of the District shall cause the Series C Bonds to be prepared and, following their sale, shall have the Series C Bonds signed and delivered, together with a true transcript of proceedings with reference to the issuance of the Series C Bonds, to the Underwriters upon payment of the purchase price therefor.

Section 12. **Deposit of Proceeds of Series C Bonds.** (a) A portion of the proceeds from the sale of the Series C Bonds, to the extent of the Denominational Amount and the Principal Amount thereof, shall be paid to the County to the credit of fund of the District known as the "Santa Monica-Malibu Unified School District Election of 2006 General Obligation Bonds Series C Bond and 2009 Bond Anticipation Note Payment Fund" (the "Debt Service Fund"), which fund is required to be kept separate and distinct from all other District and County funds, and those proceeds shall be used for the purpose of repaying the Prior Notes. The balance of the proceeds from the sale of the Bonds net of the deposit to the Debt Service Fund, shall be paid to the County to the credit of the fund hereby created and established and to be known as the "Santa Monica-Malibu Unified School District, Election of 2006 General Obligation Bonds Series C Building Fund" (the "Building Fund") of the District, shall be kept separate and distinct from all other District and County funds, and those proceeds shall be used solely for the purpose for which the Bonds are being issued and provided further that such proceeds shall be

applied solely to the purposes of the Election. The County shall have no responsibility for assuring the proper use of the Bond proceeds by the District. The accrued interest and any premium received by the District from the sale of the Series C Bonds shall also be deposited in the Debt Service Fund and used only for payment of Accreted Value, Conversion Value or Principal of and interest on the Series C Bonds or to pay interest due on the Prior Notes. Interest earnings on moneys held in the Debt Service Fund shall be retained in the Debt Service Fund. Any excess proceeds of the Series C Bonds not needed for the authorized purposes set forth herein for which the Series C Bonds are being issued, at the written direction of the District, shall be applied to the payment of Accreted Value, Conversion Value or Principal of and interest on the Series C Bonds, subject to any conditions set forth in the Tax Certificate. If, after payment in full of the Series C Bonds, there remain excess proceeds, any such excess amounts shall be transferred to the General Fund of the District.

(b) Moneys in the Debt Service Fund shall be invested at the written direction of the District, and after consultation with the County, in Permitted Investments.

Except as required to satisfy the requirements of Section 148(f) of the Code, interest earned on the investment of moneys held in the Debt Service Fund shall be retained in the Debt Service Fund and used by the County to pay the Accreted Value, Conversion Value or Principal of and interest on the Series C Bonds when due.

Section 13. **Rebate Fund.** The following provisions shall apply to any Series C Bonds issued as Tax-Exempt Series C Bonds.

(a) The District shall create and establish a special fund designated the "Santa Monica-Malibu Unified School District Election of 2006 General Obligation Bonds, Series C Rebate Fund" (the "Rebate Fund"). All amounts at any time on deposit in the Rebate Fund shall be held in trust, to the extent required to satisfy the requirement to make rebate payments to the United States (the "Rebate Requirement") pursuant to Section 148 of the Code, and the Treasury Regulations promulgated thereunder (the "Treasury Regulations"). Such amounts shall be free and clear of any lien hereunder and shall be governed by this Section and by the Tax Certificate to be executed by the District.

(b) Within 45 days of the end of each fifth Bond Year (as such term is defined in the Tax Certificate), (1) the District shall calculate or cause to be calculated with respect to the Series C Bonds the amount that would be considered the "rebate amount" within the meaning of Section 1.148-3 of the Treasury Regulations, using as the "computation date" for this purpose the end of such Bond Year, and (2) the District shall deposit to the Rebate Fund from amounts on deposit in the other funds established hereunder or from other District funds, if and to the extent required, amounts sufficient to cause the balance in the Rebate Fund to be equal to the "rebate amount" so calculated. The District shall not be required to deposit any amount to the Rebate Fund in accordance with the preceding sentence, if the amount on deposit in the Rebate Fund prior to the deposit required to be made under this subsection (b) equals or exceeds the "rebate amount" calculated in accordance with the preceding sentence. Such excess may be withdrawn from the Rebate Fund to the extent permitted under subsection (g) of this Section. The District shall not be required to calculate the "rebate amount" and shall not be required to deposit any amount to the Rebate Fund in accordance with this subsection (b), with respect to all or a portion of the proceeds of the Series C Bonds (including amounts treated as proceeds of the Series C Bonds) (1) to the extent such proceeds satisfy the expenditure requirements of Section 148(f)(4)(B) or Section 148(f)(4)(C) of the Code or Section 1.148-7(d) of the Treasury Regulations, whichever is applicable, and otherwise qualify for the exception to the Rebate Requirement pursuant to whichever of said sections is applicable, (2) to the extent such proceeds are subject to an election by the District under Section 148(f)(4)(C)(vii) of the Code to pay a one and one-half percent (1½%) penalty in lieu of arbitrage rebate in the event any of the percentage expenditure requirements of Section 148(f)(4)(C) are not satisfied, or (3) to the

extent such proceeds qualify for the exception to arbitrage rebate under Section 148(f)(4)(A)(ii) of the Code for amounts in a "bona fide debt service fund." In such event, and with respect to such amounts, the District shall not be required to deposit any amount to the Rebate Fund in accordance with this subsection (b).

(c) Any funds remaining in the Rebate Fund after redemption of all the Series C Bonds and any amounts described in paragraph (2) of subsection (d) of this Section, or provision made therefor satisfactory to the District, including accrued interest, shall be remitted to the District.

(d) Subject to the exceptions contained in subsection (b) of this Section to the requirement to calculate the "rebate amount" and make deposits to the Rebate Fund, the District shall pay to the United States, from amounts on deposit in the Rebate Fund,

(1) not later than 60 days after the end of (i) the fifth Bond Year, and (ii) each fifth Bond Year thereafter, an amount that, together with all previous rebate payments, is equal to at least 90% of the "rebate amount" calculated as of the end of such Bond Year in accordance with Section 1.148-3 of the Treasury Regulations; and

(2) not later than 60 days after the payment of all Series C Bonds, an amount equal to 100% of the "rebate amount" calculated as of the date of such payment (and any income attributable to the "rebate amount" determined to be due and payable) in accordance with Section 1.148-3 of the Treasury Regulations.

(e) In the event that, prior to the time any payment is required to be made from the Rebate Fund, the amount in the Rebate Fund is not sufficient to make such payment when such payment is due, the District shall calculate (or have calculated) the amount of such deficiency and deposit an amount equal to such deficiency into the Rebate Fund prior to the time such payment is due.

(f) Each payment required to be made pursuant to subsection (d) of this Section shall be made to the Internal Revenue Service, on or before the date on which such payment is due, and shall be accompanied by Internal Revenue Service Form 8038-T, such form to be prepared or caused to be prepared by the District.

(g) In the event that immediately following the calculation required by subsection (b) of this Section, but prior to any deposit made under said subsection, the amount on deposit in the Rebate Fund exceeds the "rebate amount" calculated in accordance with said subsection, the District may withdraw the excess from the Rebate Fund and credit such excess to the Debt Service Fund.

(h) The District shall retain records of all determinations made hereunder until six years after the complete retirement of the Series C Bonds.

(i) Notwithstanding anything in this Resolution to the contrary, the Rebate Requirement shall survive the payment in full or defeasance of the Series C Bonds.

Section 14. **Security for the Series C Bonds.** There shall be levied on all the taxable property in the District, in addition to all other taxes, a continuing direct ad valorem tax annually during the period the Series C Bonds are outstanding in an amount sufficient to pay the principal, Conversion Value and Accreted Value of and interest on the Series C Bonds when due, which moneys when collected will be placed in the Debt Service Fund of the District, which fund is irrevocably pledged for the payment of the principal, Conversion Value and Accreted Value of and interest on the Series C Bonds when and as the same fall due.

The moneys in the Debt Service Fund, to the extent necessary to pay the principal, Conversion Value and Accreted Value of and interest on the Series C Bonds as the same become due and payable, shall be transferred by the Treasurer to the Paying Agent which, in turn, shall pay such moneys to DTC to pay the principal, Conversion Value and Accreted Value of and interest on the Series C Bonds. DTC will thereupon make payments of principal, Conversion Value and Accreted Value and interest on the Series C Bonds to the DTC Participants who will thereupon make payments of principal, Conversion Value and Accreted Value and interest to the beneficial owners of the Series C Bonds. Any moneys remaining in the Debt Service Fund after the Series C Bonds and the interest thereon have been paid, or provision for such payment has been made, shall be transferred to the General Fund of the District, pursuant to the Education Code Section 15234.

Section 15. **Arbitrage Covenant.** The District covenants that it will restrict the use of the proceeds of the Series C Bonds in such manner and to such extent, if any, as may be necessary, so that the Series C Bonds will not constitute arbitrage bonds under Section 148 of the Code and the applicable regulations prescribed under that Section or any predecessor section. Calculations for determining arbitrage requirements are the sole responsibility of the District.

Section 16. **Conditions Precedent.** The Board determines that all acts and conditions necessary to be performed by the Board or to have been met precedent to and in the issuing of the Series C Bonds in order to make them legal, valid and binding general obligations of the District have been performed and have been met, or will at the time of delivery of the Series C Bonds have been performed and have been met, in regular and due form as required by law; and that no statutory or constitutional limitation of indebtedness or taxation will have been exceeded in the issuance of the Series C Bonds.

Section 17. **Official Statement.** The Preliminary Official Statement relating to the Series C Bonds, substantially in the form on file with the Clerk of the Board is hereby approved and the Authorized Officers, each alone, are hereby authorized and directed, for and in the name and on behalf of the District, to deliver such Preliminary Official Statement to Underwriters to be used in connection with the offering and sale of the Series C Bonds. The Authorized Officers, each alone, are hereby authorized and directed, for and in the name and on behalf of the District, to deem the Preliminary Official Statement "final" pursuant to 15c2-12 of the Securities Exchange Act of 1934, prior to its distribution and to execute and deliver to the Underwriters a final Official Statement, substantially in the form of the Preliminary Official Statement, with such changes therein, deletions therefrom and modifications thereto as the Authorized Officer executing the same shall approve. The Underwriters are hereby authorized to distribute copies of the Preliminary Official Statement to persons who may be interested in the purchase of the Series C Bonds and is directed to deliver copies of any final Official Statement to the purchasers of the Series C Bonds. Execution of the Official Statement shall conclusively evidence the District's approval of the Official Statement.

Section 18. **Insurance.** In the event the District purchases bond insurance for the Series C Bonds, and to the extent that the Bond Insurer makes payment of the principal, interest, Conversion Value or Accreted Interest on the Series C Bonds, it shall become the owner of such Series C Bonds with the right to payment of principal, interest, Conversion Value or Accreted Interest on the Series C Bonds, and shall be fully subrogated to all of the Owners' rights, including the Owners' rights to payment thereof. To evidence such subrogation (i) in the case of subrogation as to claims that were past due interest components, the Paying Agent shall note the Bond Insurer's rights as subrogee on the registration books for the Series C Bonds maintained by the Paying Agent upon receipt of a copy of the cancelled check issued by the Bond Insurer for the payment of such interest to the Owners of the Series C Bonds, and (ii) in the case of subrogation as to claims for past due Principal, Conversion Value or Accreted Value, the Paying Agent shall note the Bond Insurer as subrogee on the registration books for

the Series C Bonds maintained by the Paying Agent upon surrender of the Series C Bonds by the Owners thereof to the Bond Insurer or the insurance trustee for the Bond Insurer.

Section 19. **Defeasance.** All or any portion of the outstanding maturities of the Series C Bonds may be defeased prior to maturity in the following ways:

(a) **Cash:** by irrevocably depositing with an independent escrow agent selected by the District an amount of cash which together with amounts then on deposit in the Debt Service Fund (as hereinafter defined) is sufficient to pay all Series C Bonds outstanding and designated for defeasance, including all principal, Conversion Value, Maturity Value, interest and premium, if any; or

(b) **Government Obligations:** by irrevocably depositing with an independent escrow agent selected by the District noncallable Government Obligations together with cash, if required, in such amount as will, in the opinion of an independent certified public accountant, together with interest to accrue thereon and moneys then on deposit in the Debt Service Fund together with the interest to accrue thereon, be fully sufficient to pay and discharge all Series C Bonds outstanding and designated for defeasance (including all principal and interest represented thereby and redemption premiums, if any) at or before their maturity date;

then, notwithstanding that any of such Series C Bonds shall not have been surrendered for payment, all obligations of the District with respect to all such designated outstanding Series C Bonds shall cease and terminate, except only the obligation of the Paying Agent or an independent escrow agent selected by the District to pay or cause to be paid from funds deposited pursuant to paragraphs (a) or (b) of this Section, to the owners of such designated Series C Bonds not so surrendered and paid all sums due with respect thereto.

For purposes of this Section, Government Obligations shall mean:

Direct and general obligations of the United States of America (which may consist of obligations of the Resolution Funding Corporation that constitute interest strips), or obligations that are unconditionally guaranteed as to principal and interest by the United States of America, or "prerefunded" municipal obligations rated in the highest rating category by Moody's Investors Service or Standard & Poor's. In the case of direct and general obligations of the United States of America, Government Obligations shall include evidences of direct ownership of proportionate interests in future interest or principal payments of such obligations. Investments in such proportionate interests must be limited to circumstances where (i) a bank or trust company acts as custodian and holds the underlying United States obligations; (ii) the owner of the investment is the real party in interest and has the right to proceed directly and individually against the obligor of the underlying United States obligations; and (iii) the underlying United States obligations are held in a special account, segregated from the custodian's general assets, and are not available to satisfy any claim of the custodian, any person claiming through the custodian, or any person to whom the custodian may be obligated; provided that such obligations are rated or assessed "AAA" by Standard & Poor's or "Aaa" by Moody's Investors Service.

Section 20. **Nonliability of County.** Notwithstanding anything to the contrary contained herein, in the Series C Bonds or in any other document mentioned herein, neither the County, nor its officials, officers, employees or agents shall have any liability hereunder or by reason hereof or in connection with the transactions contemplated hereby, the Series C Bonds are not a debt of the County or a pledge of the County's full faith and credit, and the Series C Bonds and any liability in connection therewith shall be paid solely from the moneys of the District.

Section 21. **Indemnification of County.** The District shall defend, indemnify and hold harmless the County, its officials, officers, agents and employees (“Indemnified Parties”) against any and all losses, claims, damages or liabilities, joint or several, to which such Indemnified Parties may become subject based in whole or in part upon any acts or omission related to the Series C Bonds, except with regard to the County’s responsibilities under Section 23 hereof. The District shall also reimburse the Indemnified Parties for any legal or other costs and expenses incurred in connection with investigating or defending any such claims or liabilities.

Section 22. **Reimbursement of County Costs.** The District shall reimburse the County for all costs and expenses incurred by the County, its officials, officers, agents and employees in issuing or otherwise in connection with the Series C Bonds.

Section 23. **Request to County to Levy Tax.** The Board of Supervisors and officers of the County are obligated by statute to provide for the levy and collection of property taxes in each year sufficient to pay all principal, Maturity Value, Conversion Value and interest coming due on the Series C Bonds in such year, and to pay from such taxes all amounts due on the Series C Bonds. The District hereby requests the Board of Supervisors to annually levy a tax upon all taxable property in the District sufficient to pay all principal, Maturity Value, Conversion Value and interest coming due on the Series C Bonds in such year, and to pay from such taxes all amounts due on the Series C Bonds.

Section 24. **Other Actions.** (a) Officers of the Board and District officials and staff are hereby authorized and directed, jointly and severally, to do any and all things and to execute and deliver any and all documents which they may deem necessary or advisable in order to proceed with the issuance of the Series C Bonds and otherwise carry out, give effect to and comply with the terms and intent of this Resolution. Such actions heretofore taken by such officers, officials and staff are hereby ratified, confirmed and approved.

(b) The Board hereby appoints RBC Capital Markets Corporation and Stone & Youngberg, LLC as the Underwriters, Stradling Yocca Carlson & Rauth, a Professional Corporation, as Bond Counsel and Disclosure Counsel, and Keygent LLC as Financial Advisor, all with respect to the issuance of the Series C Bonds.

(c) Notwithstanding any other provisions contained herein, the provisions of this Resolution as they relate to the Series C Bonds may be amended by the Purchase Contract and the Official Statement.

Section 25. **Resolution to County Treasurer-Tax Collector.** The Clerk of this Board is hereby directed to provide a certified copy of this Resolution to the Treasurer immediately following its adoption.

Section 26. **Continuing Disclosure.** The District hereby covenants and agrees that it will comply with and carry out all of the provisions of that certain Continuing Disclosure Certificate executed by the District and dated the date of issuance and delivery of the Series C Bonds, as originally executed and as it may be amended from time to time in accordance with the terms thereof. Any Bondholder may take such actions as may be necessary and appropriate, including seeking mandate or specific performance by court order, to cause the District to comply with its obligations under this Section. Noncompliance with this Section shall not result in acceleration of the Series C Bonds.

Section 27. **Effective Date.** This Resolution shall take effect immediately upon its passage.

Section 28. **Further Actions Authorized.** It is hereby covenanted that the District, and its appropriate officials, have duly taken all actions necessary to be taken by them, and will take any additional actions necessary to be taken by them, for carrying out the provisions of this Resolution.

Section 29. **Recitals.** All the recitals in this Resolution above are true and correct and this Board so finds, determines and represents.

PASSED, ADOPTED, AND APPROVED this 27th day of May 2010, by the following vote:

AYES: MEMBERS _____

NOES: MEMBERS _____

ABSTAIN: MEMBERS _____

ABSENT: MEMBERS _____

President of the Board of Education

ATTEST:

Secretary of the Board of Education

CLERK'S CERTIFICATE

I, _____, Clerk of the Board of Education of the Santa Monica-Malibu Unified School District, Los Angeles County, California, hereby certify as follows:

The foregoing is a full, true and correct copy of a Resolution duly adopted at a regular meeting of the Board of Education of said District duly and regularly and legally held at the regular meeting place thereof on May 27, 2010, of which meeting all of the members of the Board of said District had due notice and at which a quorum was present.

I have carefully compared the same with the original minutes of said meeting on file and of record in my office and the foregoing is a full, true and correct copy of the original Resolution adopted at said meeting and entered in said minutes.

Said Resolution has not been amended, modified or rescinded since the date of its adoption, and the same is now in full force and effect.

Dated: May 27, 2010

Clerk of the Board of Education of the Santa
Monica-Malibu Unified School District

EXHIBIT A
FORMS OF BONDS
(Form of Current Interest Bond)

REGISTERED
NO.

REGISTERED
\$

SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT
(LOS ANGELES COUNTY, CALIFORNIA)
ELECTION OF 2006 GENERAL OBLIGATION BONDS, SERIES C

<u>INTEREST RATE:</u> ___% per annum	<u>MATURITY DATE:</u> August 1, ____	<u>DATED AS OF:</u> _____, 2010	<u>CUSIP</u>
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REGISTERED OWNER: CEDE & CO.

PRINCIPAL AMOUNT:

The Santa Monica-Malibu Unified School District (the "District") in Los Angeles County, California (the "County"), for value received, promises to pay to the Registered Owner named above, or registered assigns, the Principal Amount on the Maturity Date, each as stated above, and interest thereon until the Principal Amount is paid or provided for at the Interest Rate stated above, on February 1 and August 1 of each year (the "Bond Payment Dates"), commencing February 1, 2011. This bond will bear interest from the Bond Payment Date next preceding the date of authentication hereof unless it is authenticated as of a day during the period from the 16th day of the month next preceding any Bond Payment Date to the Bond Payment Date, inclusive, in which event it shall bear interest from such Bond Payment Date, or unless it is authenticated on or before January 15, 2011, in which event it shall bear interest from the Date of Delivery. Interest shall be computed on the basis of a 360-day year of twelve 30-day months. Principal and interest are payable in lawful money of the United States of America, without deduction for the paying agent services, to the person in whose name this bond (or, if applicable, one or more predecessor bonds) is registered (the "Registered Owner") on the Register maintained by the Paying Agent, initially U.S. Bank National Association. Principal is payable upon presentation and surrender of this bond at the principal office of the Paying Agent. Interest is payable by check or draft mailed by the Paying Agent on each Bond Payment Date to the Registered Owner of this bond (or one or more predecessor bonds) as shown and at the address appearing on the Register at the close of business on the 15th day of the calendar month next preceding that Bond Payment Date (the "Record Date"). The Owner of Current Interest Bonds in the aggregate principal amount of \$1,000,000 or more may request in writing to the Paying Agent that the Owner be paid interest by wire transfer to the bank and account number on file with the Paying Agent as of the Record Date.

This bond is one of an authorization of bonds approved to raise money for the purposes authorized by voters of the District at the election and to pay all necessary legal, financial, engineering and contingent costs in connection therewith under authority of and pursuant to the laws of the State of California, and the requisite vote of the electors of the District cast at a general election held on November 7, 2006, upon the question of issuing bonds in the amount of \$268,000,000 and the resolution of the Governing Board of the District adopted on May 27, 2010 (the "Bond Resolution"). This bond and the issue of which this bond is one are payable as to both principal and interest solely from the proceeds of the levy of *ad valorem* taxes on all property subject to such taxes in the District, which taxes are unlimited as to rate or amount in accordance with California Education Code Sections 15250 and 15252.

[The bonds of this issue comprise (i) \$_____ principal amount of Current Interest Bonds, of which this bond is a part, (ii) Capital Appreciation Bonds of which \$_____ represents the Denominational Amount and \$_____ represents the Maturity Value, and (iii)

Convertible Capital Appreciation Bonds, of which \$_____ represents the initial principal amount and \$_____ represents the Conversion Value.]

This bond is exchangeable and transferable for bonds of like tenor, maturity and Transfer Amount (as defined in the Bond Resolution) and in authorized denominations at the designated office of the Paying Agent in Los Angeles, California, by the Registered Owner or by a person legally empowered to do so, in a form satisfactory to the Paying Agent, all subject to the terms, limitations and conditions provided in the Bond Resolution. All fees and costs of transfer shall be paid by the transferor. The District and the Paying Agent may deem and treat the Registered Owner as the absolute owner of this bond for the purpose of receiving payment of or on account of principal or interest and for all other purposes, and neither the District nor the Paying Agent shall be affected by any notice to the contrary.

Neither the District nor the Paying Agent will be required (a) to issue or transfer any bond during a period beginning with the opening of business on the 15th business day next preceding either any Bond Payment Date or any date of selection of bonds to be redeemed and ending with the close of business on the Bond Payment Date or day on which the applicable notice of redemption is given or (b) to transfer any bond which has been selected or called for redemption in whole or in part.

The Current Interest Bonds maturing on or before August 1, 20__ are not subject to redemption prior to their fixed maturity dates. The Current Interest Bonds maturing on or after August 1, 20__ are subject to redemption at the option of the District, as a whole or in part, on any date on or after August 1, 20__ at a redemption price equal to the principal amount of the Current Interest Bonds to be redeemed, plus interest thereon to the date fixed for redemption, without premium.

The Current Interest Bonds maturing on August 1, 20__, are subject to redemption prior to maturity from mandatory sinking fund payments on August 1 of each year, on and after August 1, 20__, at a redemption price equal to the principal amount thereof, together with accrued interest to the date fixed for redemption, without premium. The principal amount represented by such Bonds to be so redeemed and the dates therefor and the final principal payment date is as indicated in the following table:

Redemption Dates

Principal Amounts

TOTAL

If less than all of the bonds of any one maturity shall be called for redemption, the particular bonds or portions of bonds of such maturity to be redeemed shall be selected by lot by the District in such manner as the District in its discretion may determine; provided, however, that the portion of any bond to be redeemed shall be in the principal amount of \$5,000 or some multiple thereof. If less than all of the bonds stated to mature on different dates shall be called for redemption, the particular bonds or portions thereof to be redeemed shall be called in any order of maturity selected by the District or, if not so selected, in the inverse order of maturity.

Reference is made to the Bond Resolution for a more complete description of the provisions, among others, with respect to the nature and extent of the security for the bonds of this series, the rights, duties and obligations of the District, the Paying Agent and the Registered Owners, and the terms and conditions upon which the bonds are issued and secured. The Registered Owner of this bond assents, by acceptance hereof, to all of the provisions of the Bond Resolution.

It is certified and recited that all acts and conditions required by the Constitution and laws of the State of California to exist, to occur and to be performed or to have been met precedent to and in the issuing of the bonds in order to make them legal, valid and binding general obligations of the District, have been performed and have been met in regular and due form as required by law; that payment in full for the bonds has been received; that no statutory or constitutional limitation on indebtedness or taxation has been exceeded in issuing the bonds; and that due provision has been made for levying and collecting *ad valorem* property taxes on all of the taxable property within the District in an amount sufficient to pay principal and interest when due.

This bond shall not be valid or obligatory for any purpose and shall not be entitled to any security or benefit under the Bond Resolution until the Certificate of Authentication below has been signed.

IN WITNESS WHEREOF, the Santa Monica-Malibu Unified School District, Los Angeles County, California, has caused this bond to be executed on behalf of the District and in their official capacities by the manual or facsimile signature of the President of the Board of Education of the District, and to be countersigned by the manual or facsimile signature of the Secretary of the Board of Education of the District, all as of the date stated above.

SANTA MONICA-MALIBU UNIFIED SCHOOL
DISTRICT

By: _____ (Facsimile Signature)
President of the Board of Education

COUNTERSIGNED:

(Facsimile Signature)
Secretary of the Board of Education

CERTIFICATE OF AUTHENTICATION

This bond is one of the bonds described in the Bond Resolution referred to herein which has been authenticated and registered on _____, 2010.

U.S. BANK NATIONAL ASSOCIATION

Authorized Officer

ASSIGNMENT

For value received, the undersigned sells, assigns and transfers to (print or typewrite name, address and zip code of Transferee):

_____ this bond and irrevocably constitutes and appoints attorney to transfer this bond on the books for registration thereof, with full power of subitution in the premises.

Dated: _____

Signature Guaranteed:

Notice: The assignor's signature to this assignment must correspond with the name as it appears upon the within bond in every particular, without alteration or any change whatever, and the signature(s) must be guaranteed by an eligible guarantor institution.

Social Security Number, Taxpayer Identification Number or other identifying number of Assignee: _____

Unless this certificate is presented by an authorized representative of The Depository Trust Company to the issuer or its agent for registration of transfer, exchange or payment, and any certificate issued is registered in the name of Cede & Co. or such other name as requested by an authorized representative of The Depository Trust Company and any payment is made to Cede & Co., ANY TRANSFER, PLEDGE OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL since the registered owner hereof, Cede & Co., has an interest herein.

LEGAL OPINION

The following is a true copy of the opinion rendered by Stradling Yocca Carlson & Rauth, a Professional Corporation in connection with the issuance of, and dated as of the date of the original delivery of, the bonds. A signed copy is on file in my office.

(Facsimile Signature)
Secretary of the Board of Education

(Form of Legal Opinion)

(Form of Capital Appreciation Bond)

REGISTERED
NO.

REGISTERED
\$

SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT
(LOS ANGELES COUNTY, CALIFORNIA)
ELECTION OF 2006 GENERAL OBLIGATION BONDS, SERIES C

ACCRETION RATE: MATURITY DATE: DATED AS OF: CUSIP
 August 1, _____ Date of Delivery

REGISTERED OWNER: CEDE & CO.

DENOMINATIONAL AMOUNT:

MATURITY VALUE:

The Santa Monica-Malibu Unified School District (the "District") in Los Angeles County, California (the "County"), for value received, promises to pay to the Registered Owner named above, or registered assigns, the Maturity Value on the Maturity Date, each as stated above, such Maturity Value comprising the Denominational Amount and interest accreted thereon. This bond will not bear current interest but will accrete interest, compounded on each February 1 and August 1, commencing February 1, 2011, at the Accretion Rate specified above to the Maturity Date, assuming that in any such semiannual period the sum of such compounded accreted interest and the Denominational Amount (such sum being herein called the "Accreted Value") increases in equal daily amounts on the basis of a 360-day year consisting of twelve 30-day months. Accreted Value and redemption premium, if any, are payable in lawful money of the United States of America, without deduction for the paying agent services, to the person in whose name this bond (or, if applicable, one or more predecessor bonds) is registered (the "Registered Owner") on the Register maintained by the Paying Agent, initially U.S. Bank National Association. Accreted Value and redemption premium, if any, are payable upon presentation and surrender of this bond at the principal office of the Paying Agent.

This bond is one of an authorization of bonds approved for the purpose of raising money for the purpose authorized by voters of the District at the election to pay all necessary legal, financial, engineering and contingent costs in connection therewith under authority of and pursuant to the laws of the State of California, and the requisite vote of the electors of the District cast at an election held on November 7, 2006, upon the question of issuing bonds in the amount of \$268,000,000 and the resolution of the Board of Education of the District adopted on May 27, 2010 (the "Bond Resolution"). This bond and the issue of which this bond is one are payable as to both principal and interest from the proceeds of the levy of *ad valorem* taxes on all property subject to such taxes in the District, which taxes are unlimited as to rate or amount in accordance with California Education Code Sections 15250 and 15252. The bonds of this issue are general obligations of the District payable solely from *ad valorem* taxes.

[The bonds of this issue comprise (i) \$_____ principal amount of Current Interest Bonds, (ii) Capital Appreciation Bonds, of which this bond is a part, and of which \$_____ represents the Denominational Amount and \$_____ represents the Maturity Value, and (iii) Convertible Capital Appreciation Bonds, and of which \$_____ represents the initial principal amount and \$_____ represents the Conversion Value.]

[The Capital Appreciation Bonds are not subject to redemption prior to their stated maturity dates.]

This bond is exchangeable and transferable for bonds of like tenor, maturity and Transfer Amount (as defined in the Bond Resolution) and in authorized denominations at the principal office of the Paying Agent, by the Registered Owner or by a person legally empowered to do so, in a form satisfactory to the Paying Agent, all subject to the terms, limitations and conditions provided in the Bond Resolution. All fees and costs of transfer shall be paid by the transferor. The District and the Paying Agent may deem and treat the Registered Owner as the absolute owner of this bond for the purpose of receiving payment of or on account of principal or interest and for all other purposes, and neither the District nor the Paying Agent shall be affected by any notice to the contrary.

Neither the District nor the Paying Agent will be required (a) to issue or transfer any bond during a period beginning with the opening of business on the 15th business day next preceding either any Bond Payment Date or any date of selection of bonds to be redeemed and ending with the close of business on the Bond Payment Date or day on which the applicable notice of redemption is given or (b) to transfer any bond which has been selected or called for redemption in whole or in part.

Reference is made to the Bond Resolution for a more complete description of the provisions, among others, with respect to the nature and extent of the security for the Capital Appreciation Bonds of this series, the rights, duties and obligations of the District, the Paying Agent and the Registered Owners, and the terms and conditions upon which the bonds are issued and secured. The Registered Owner of this bond assents, by acceptance hereof, to all of the provisions of the Bond Resolution.

It is certified and recited that all acts and conditions required by the Constitution and laws of the State of California to exist, to occur and to be performed or to have been met precedent to and in the issuing of the bonds in order to make them legal, valid and binding general obligations of the District, have been performed and have been met in regular and due form as required by law; that payment in full for the bonds has been received; that no statutory or constitutional limitation on indebtedness or taxation has been exceeded in issuing the bonds; and that due provision has been made for levying and collecting *ad valorem* property taxes on all of the taxable property within the District in an amount sufficient to pay principal and interest when due.

This bond shall not be valid or obligatory for any purpose and shall not be entitled to any security or benefit under the Bond Resolution until the Certificate of Authentication below has been signed.

IN WITNESS WHEREOF, the Santa Monica-Malibu Unified School District, Los Angeles County, California, has caused this bond to be executed on behalf of the District and in their official capacities by the manual or facsimile signature of the President of the Board of Education of the District, and to be countersigned by the manual or facsimile signature of the Clerk to the Board of Education of the District, all as of the date stated above.

SANTA MONICA-MALIBU UNIFIED SCHOOL
DISTRICT

By: _____ (Facsimile Signature)
President of the Board of Education

COUNTERSIGNED:

(Facsimile Signature)
Secretary of the Board of Education

CERTIFICATE OF AUTHENTICATION

This bond is one of the bonds described in the Bond Resolution referred to herein which has been authenticated and registered on _____, 2010.

U.S. BANK NATIONAL ASSOCIATION

Authorized Officer

ASSIGNMENT

For value received, the undersigned sells, assigns and transfers to (print or typewrite name, address and ZIP code of Transferee):

_____ this bond and irrevocably constitutes and appoints attorney to transfer this bond on the books for registration thereof, with full power of substitution in the premises.

Dated: _____

Signature Guaranteed:

Notice: The assignor's signature to this assignment must correspond with the name as it appears upon the face of the within bond in every particular, without alteration or by any change whatever, and the signature(s) must be guaranteed by an eligible guarantor institution. Social Security Number, Taxpayer Identification Number or other identifying number of Assignee: __

Unless this certificate is presented by an authorized representative of The Depository Trust Company to the issuer or its agent for registration of transfer, exchange or payment, and any certificate issued is registered in the name of Cede & Co. or such other name as requested by an authorized representative of The Depository Trust Company and any payment is made to Cede & Co., ANY TRANSFER, PLEDGE OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL since the registered owner hereof, Cede & Co., has an interest herein.

LEGAL OPINION

The following is a true copy of the opinion rendered by Stradling Yocca Carlson & Rauth, a Professional Corporation, in connection with the issuance of, and dated as of the date of the original delivery of, the bonds. A signed copy is on file in my office.

(Facsimile Signature)
Secretary of the Board of Education

(Form of Legal Opinion)

(Form of Convertible Capital Appreciation Bond)

REGISTERED
NO.

REGISTERED
\$

SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT
(LOS ANGELES COUNTY, CALIFORNIA)
ELECTION OF 2006 GENERAL OBLIGATION BONDS, SERIES C

ACCRETION RATE TO <u>CONVERSION DATE</u>	CONVERSION DATE	INTEREST RATE AFTER THE <u>CONVERSION DATE</u>	MATURITY DATE:	DATED AS OF:	CUSIP
_____	_____, 20__	_____	_____, 20__	_____, 2010	_____

REGISTERED OWNER: CEDE & CO.

INITIAL PRINCIPAL AMOUNT:

CONVERSION VALUE :

The Santa Monica-Malibu Unified School District (the "District") in Los Angeles County, California (the "County"), for value received, promises to pay to the Registered Owner named above, or registered assigns, the Conversion Value on the Maturity Date, each as stated above, such Conversion Value comprising the initial principal amount and interest accreted thereon to the Conversion Date. Prior to the Conversion Date, this bond will not bear current interest but will accrete interest, compounded on each February 1 and August 1, commencing February 1, 2011, at the Accretion Rate specified above to the Conversion Date, assuming that in any such semiannual period the sum of such compounded accreted interest and the principal amount (such sum being herein called the "Accreted Value") increases in equal daily amounts on the basis of a 360-day year consisting of twelve 30-day months. After the Conversion Date, the District promises to pay to the Registered Owner named above, interest on the Conversion Value from the Conversion Date until the Conversion Value is paid or provided for at the Interest Rate stated above, on February 1 and August 1 of each year, commencing _____, 20__ (the "Bond Payment Dates"). This bond will bear such interest from the Bond Payment Date next preceding the date of authentication hereof unless it is authenticated as of a day during the period from the 15th day of the month next preceding any Bond Payment Date to the Bond Payment Date, inclusive, in which event it shall bear interest from such Bond Payment Date, or unless it is authenticated on or before _____ 15, 20__, in which event it will bear interest from the Conversion Date. Conversion Value and interest are payable in lawful money of the United States of America, without deduction for the paying agent services, to the person in whose name this bond (or, if applicable, one or more predecessor bonds) is registered (the "Registered Owner") on the Register maintained by the Paying Agent, initially U.S. Bank National Association. Accreted Value or Conversion Value and redemption premium, if any, are payable upon presentation and surrender of this bond at the principal office of the Paying Agent.

This bond is one of an authorization of bonds approved for the purpose of raising money for the purpose authorized by voters of the District at the election to pay all necessary legal, financial, engineering and contingent costs in connection therewith under authority of and pursuant to the laws of the State of California, and the requisite vote of the electors of the District cast at an election held on November 7, 2006, upon the question of issuing bonds in the amount of \$268,000,000 and the resolution of the Board of Education of the District adopted on

May 27, 2010 (the "Bond Resolution"). This bond and the issue of which this bond is one are payable as to both principal and interest from the proceeds of the levy of *ad valorem* taxes on all property subject to such taxes in the District, which taxes are unlimited as to rate or amount in accordance with California Education Code Sections 15250 and 15252. The bonds of this issue are general obligations of the District payable solely from *ad valorem* taxes.

[The bonds of this issue comprise (i) \$_____ principal amount of Current Interest Bonds, (ii) Capital Appreciation Bonds of which \$_____ represents the Denominational Amount and \$_____ represents the Maturity Value, and (iii) Convertible Capital Appreciation Bonds, of which this bond is a part, and of which \$_____ represents the initial principal amount and \$_____ represents the Conversion Value.]

This bond is exchangeable and transferable for bonds of like tenor, maturity and Transfer Amount (as defined in the Bond Resolution) and in authorized denominations at the designated office of the Paying Agent in Los Angeles, California, by the Registered Owner or by a person legally empowered to do so, in a form satisfactory to the Paying Agent, all subject to the terms, limitations and conditions provided in the Bond Resolution. All fees and costs of transfer shall be paid by the transferor. The District and the Paying Agent may deem and treat the Registered Owner as the absolute owner of this bond for the purpose of receiving payment of or on account of principal or interest and for all other purposes, and neither the District nor the Paying Agent shall be affected by any notice to the contrary.

Neither the District nor the Paying Agent will be required (a) to issue or transfer any bond during a period beginning with the opening of business on the 15th business day next preceding either any Bond Payment Date or any date of selection of bonds to be redeemed and ending with the close of business on the Bond Payment Date or day on which the applicable notice of redemption is given or (b) to transfer any bond which has been selected or called for redemption in whole or in part.

[The Convertible Capital Appreciation Bonds are not subject to redemption prior to maturity.]

Reference is made to the Bond Resolution for a more complete description of the provisions, among others, with respect to the nature and extent of the security for the Convertible Capital Appreciation Bonds of this series, the rights, duties and obligations of the District, the Paying Agent and the Registered Owners, and the terms and conditions upon which the bonds are issued and secured. The Registered Owner of this bond assents, by acceptance hereof, to all of the provisions of the Bond Resolution.

It is certified and recited that all acts and conditions required by the Constitution and laws of the State of California to exist, to occur and to be performed or to have been met precedent to and in the issuing of the bonds in order to make them legal, valid and binding general obligations of the District, have been performed and have been met in regular and due form as required by law; that payment in full for the bonds has been received; that no statutory or constitutional limitation on indebtedness or taxation has been exceeded in issuing the bonds; and that due provision has been made for levying and collecting *ad valorem* property taxes on all of the taxable property within the District in an amount sufficient to pay principal and interest when due.

This bond shall not be valid or obligatory for any purpose and shall not be entitled to any security or benefit under the Bond Resolution until the Certificate of Authentication below has been signed.

IN WITNESS WHEREOF, the Santa Monica-Malibu Unified School District, Los Angeles County, California, has caused this bond to be executed on behalf of the District and in their official capacities by the manual or facsimile signature of the President of the Board of Education of the District, and to be countersigned by the manual or facsimile signature of the Secretary of the Board of Education of the District, all as of the date stated above.

SANTA MONICA-MALIBU UNIFIED SCHOOL
DISTRICT

By: _____ (Facsimile Signature)
President of the Board of Education

COUNTERSIGNED:

(Facsimile Signature)
Secretary of the Board of Education

CERTIFICATE OF AUTHENTICATION

This bond is one of the bonds described in the Bond Resolution referred to herein which has been authenticated and registered on _____, 2010.

U.S. BANK NATIONAL ASSOCIATION

Authorized Officer

ASSIGNMENT

For value received, the undersigned sells, assigns and transfers to (print or typewrite name, address and ZIP code of Transferee):

_____ this bond and irrevocably constitutes and appoints attorney to transfer this bond on the books for registration thereof, with full power of substitution in the premises.

Dated: _____

Signature Guaranteed:

Notice: The assignor's signature to this assignment must correspond with the name as it appears upon the face of the within bond in every particular, without alteration or by any change whatever, and the signature(s) must be guaranteed by an eligible guarantor institution.

Social Security Number, Taxpayer Identification Number or other identifying number of Assignee: _____

Unless this certificate is presented by an authorized representative of The Depository Trust Company to the issuer or its agent for registration of transfer, exchange or payment, and any certificate issued is registered in the name of Cede & Co. or such other name as requested by an authorized representative of The Depository Trust Company and any payment is made to Cede & Co., ANY TRANSFER, PLEDGE OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL since the registered owner hereof, Cede & Co., has an interest herein.

LEGAL OPINION

The following is a true copy of the opinion rendered by Stradling Yocca Carlson & Rauth, a Professional Corporation in connection with the issuance of, and dated as of the date of the original delivery of, the bonds. A signed copy is on file in my office.

(Facsimile Signature)
Secretary of the Board of
Education

(Form of Legal Opinion)

(Form of Build America Bond)

REGISTERED
NO.

REGISTERED
\$

SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT
(LOS ANGELES COUNTY, CALIFORNIA)
ELECTION OF 2006 GENERAL OBLIGATION BONDS, SERIES C
(BUILD AMERICA BONDS – DIRECT PAYMENT TO DISTRICT)
(FEDERALLY TAXABLE)

INTEREST RATE: MATURITY DATE: DATED AS OF: CUSIP

REGISTERED OWNER: CEDE & CO.

PRINCIPAL AMOUNT:

The Santa Monica-Malibu Unified School District (the "District") in Los Angeles County, California (the "County"), for value received, promises to pay to the Registered Owner named above, or registered assigns, the Principal Amount on the Maturity Date, each as stated above, and interest thereon until the Principal Amount is paid or provided for at the Interest Rate stated above, on February 1 and August 1 of each year (the "Bond Payment Dates"), commencing February 1, 2011. This bond will bear interest from the Bond Payment Date next preceding the date of authentication hereof unless it is authenticated as of a day during the period from the 15th day of the month next preceding any Bond Payment Date to the Bond Payment Date, inclusive, in which event it shall bear interest from such Bond Payment Date, or unless it is authenticated on or before January 15, 2011, in which event it shall bear interest from the date of initial delivery. Interest on this bond shall be computed on the basis of a 360-day year of 12 30-day months. Principal and interest are payable in lawful money of the United States of America, without deduction for the paying agent services, to the person in whose name this bond (or, if applicable, one or more predecessor bonds) is registered (the "Registered Owner") on the Register maintained by the Paying Agent, initially U.S. Bank National Association. Principal is payable upon presentation and surrender of this bond at the principal office of the Paying Agent. Interest is payable by check or draft mailed by the Paying Agent on each Bond Payment Date to the Registered Owner of this bond (or one or more predecessor bonds) as shown and at the address appearing on the Register at the close of business on the 15th day of the calendar month next preceding that Bond Payment Date (the "Record Date"). The Owner of Current Interest Bonds in the aggregate Principal Amount of \$1,000,000 or more may request in writing to the Paying Agent that the Owner be paid interest by wire transfer to the bank and account number on file with the Paying Agent as of the Record Date.

This bond is one of an authorization of \$_____ of bonds approved for the purpose of raising money for the purposes authorized by the voters of the District at the Election (as defined below) and to pay all necessary legal, financial, engineering and contingent costs in connection therewith under authority of and pursuant to the laws of the State of California, and the requisite fifty-five percent vote of the electors of the District cast at an election held on November 7, 2006 (the "Election"), upon the question of issuing bonds in the amount of \$268,000,000, and the resolution of the Board of Education of the District adopted on May 27, 2010 (the "Bond Resolution"). This bond and the issue of which this bond is one are general obligations of the District, payable as to both Principal and interest from the proceeds of the levy of *ad valorem* taxes on all property subject to such taxes in the District, which taxes are unlimited as to rate or amount in accordance with California Education Code Section 15250 and 15252.

The bonds of this issue are comprised of \$_____ Principal amount of Current Interest Bonds, of which this bond is a part (a "Current Interest Bond") and Capital Appreciation Bonds of which \$_____ represents the Denominational Amount and \$_____ represents the Maturity Value, and Convertible Capital Appreciation Bonds, of which \$_____ represents the principal amount and \$_____ represents the Conversion Value.

This bond is exchangeable and transferable for bonds of like tenor, maturity and Transfer Amount (as defined in the Bond Resolution) and in authorized denominations at the designated office of the Paying Agent in Los Angeles, California, by the Registered Owner or by a person legally empowered to do so, in a form satisfactory to the Paying Agent, all subject to the terms, limitations and conditions provided in the Bond Resolution. All fees and costs of transfer shall be paid by the transferor. The District and the Paying Agent may deem and treat the Registered Owner as the absolute owner of this bond for the purpose of receiving payment of or on account of Principal or interest and for all other purposes, and neither the District nor the Paying Agent shall be affected by any notice to the contrary.

Neither the District nor the Paying Agent will be required (a) to issue or transfer any bond during a period beginning with the opening of business on the 15th business day next preceding either any Bond Payment Date or any date of selection of bonds to be redeemed and ending with the close of business on the Bond Payment Date or day on which the applicable notice of redemption is given or (b) to transfer any bond which has been selected or called for redemption in whole or in part.

The Current Interest Bonds maturing on or before August 1, 20__ are not subject to redemption prior to their fixed maturity dates. The Current Interest Bonds maturing on or after August 1, 20__ are subject to redemption on or after August 1, 20__ at the option of the District as a whole or in part on any date, at a Redemption Price equal to the principal amount of the Current Interest Bonds to be redeemed, plus interest accrued thereon to the date fixed for redemption, without premium.

The Current Interest Bonds maturing on August 1, 20__ are subject to mandatory redemption from moneys in the Debt Service Fund prior to their stated maturity date, at the Principal Amount thereof without premium on each August 1, on and after August 1, 20__, in the Principal Amounts as set forth in the following table:

Redemption Dates

Principal Amounts

If less than all of the bonds of any one maturity shall be called for redemption, the particular bonds or portions of bonds of such maturity to be redeemed shall be selected by lot by the District in such manner as the District in its discretion may determine; provided, however, that the portion of any bond to be redeemed shall be in the Principal Amount of \$5,000 or some multiple thereof (except for one odd maturity, if any). If less than all of the bonds stated to mature on different dates shall be called for redemption, the particular bonds or portions thereof to be redeemed shall be called in any order of maturity selected by the District or, if not so selected, in the inverse order of maturity.

Reference is made to the Bond Resolution for a more complete description of the provisions, among others, with respect to the nature and extent of the security for the bonds of this series, the rights, duties and obligations of the District, the County, the Paying Agent and

the Registered Owners, and the terms and conditions upon which the bonds are issued and secured. The Registered Owner of this bond assents, by acceptance hereof, to all of the provisions of the Bond Resolution.

It is certified and recited that all acts and conditions required by the Constitution and laws of the State of California to exist, to occur and to be performed or to have been met precedent to and in the issuing of the bonds in order to make them legal, valid and binding general obligations of the District, have been performed and have been met in regular and due form as required by law; that payment in full for the bonds has been received; that no statutory or constitutional limitation on indebtedness or taxation has been exceeded in issuing the bonds; and that due provision has been made for levying and collecting *ad valorem* property taxes on all of the taxable property within the District in an amount sufficient to pay Principal and interest when due.

This bond shall not be valid or obligatory for any purpose and shall not be entitled to any security or benefit under the Bond Resolution until the Certificate of Authentication below has been signed.

IN WITNESS WHEREOF, the Santa Monica-Malibu Unified School District, Los Angeles County, California, has caused this bond to be executed on behalf of the District and in their official capacities by the manual or facsimile signature of the President of the Board of Education of the District, and to be countersigned by the manual or facsimile signature of the Secretary of the Board of Education of the District, all as of the date stated above.

SANTA MONICA-MALIBU UNIFIED SCHOOL
DISTRICT

By: _____ (Facsimile Signature)
President of the Board of Education

COUNTERSIGNED:

(Facsimile Signature)
Secretary of the Board of Education

CERTIFICATE OF AUTHENTICATION

This bond is one of the bonds described in the Bond Resolution referred to herein which has been authenticated and registered on _____, 2010.

U.S. BANK NATIONAL ASSOCIATION

Authorized Officer

ASSIGNMENT

For value received, the undersigned sells, assigns and transfers to (print or typewrite name, address and zip code of Transferee):

_____ this bond and irrevocably constitutes and appoints attorney to transfer this bond on the books for registration thereof, with full power of substitution in the premises.

Dated: _____

Signature Guaranteed:

Notice: The assignor's signature to this assignment must correspond with the name as it appears upon the within bond in every particular, without alteration or any change whatever, and the signature(s) must be guaranteed by an eligible guarantor institution.

Social Security Number, Taxpayer Identification Number or other identifying number of Assignee: _____

Unless this certificate is presented by an authorized representative of The Depository Trust Company to the issuer or its agent for registration of transfer, exchange or payment, and any certificate issued is registered in the name of Cede & Co. or such other name as requested by an authorized representative of The Depository Trust Company and any payment is made to Cede & Co., ANY TRANSFER, PLEDGE OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL since the registered owner hereof, Cede & Co., has an interest herein.

LEGAL OPINION

The following is a true copy of the opinion rendered by Stradling Yocca Carlson & Rauth, a Professional Corporation in connection with the issuance of, and dated as of the date of the original delivery of, the bonds. A signed copy is on file in my office.

(Facsimile Signature)
Secretary of the Board of
Education

(Form of Legal Opinion)

TO: BOARD OF EDUCATION
FROM: TIM CUNEO / JANECE L. MAEZ
RE: 2010-11 BUDGET REDUCTIONS

ACTION/MAJOR
05/26/10

RECOMMENDATION NO. A.

It is recommended that the Board of Education consider and take action regarding budgetary reductions for the 2010-11 Budget.

COMMENT: Economic conditions in the State of California during the past several years have made school district budget decisions very difficult. Those who have followed school district business for many years can't remember a time when the level of cuts and reductions has been this severe. California has chronically underfunded public education. Governing Boards, administrators, classroom teachers and support staff in districts throughout California have struggled to provide exceptional service to children. Over time, districts have been forced to cut back in many areas. Whenever possible, reductions are made with the least impact to students. These most recent cuts to our funding have forced districts to look at programs that many consider core to education. We simply don't have other choices.

For Santa Monica Malibu Unified, our primary revenue source, the State, has been unable to fully fund their obligation and has applied over an 18% deficit to the amount they owe us. This amounted to approximately a \$10 million loss of funds to the district each of the past two years. Because conditions in the economy are improving so slowly, we do not expect the State to restore the level of full funding for another four to five years.

The District began planning for these difficult financial times during our budget planning last year. The District was fortunate to begin these hard times with extremely healthy reserve levels. The Board has made careful and deliberate use of these reserves to protect programs, keep people employed and avoid putting education of students at risk. While over \$4.7 million dollars were cut from the 2009-10 budget, the District has still used over \$7 million of the District reserves during the current year. Additionally, the District has used all flexibility provided by the State in shifting funds to highest priorities and relied on an influx of one-time federal dollars during the current year.

The District recognized early this year that the 2010-11 budget would be very difficult. Planning for the upcoming budget began in November of 2009 with a Board Workshop. Senior staff presented the Board with possible reductions that included some 90 certificated and 30 classified positions. The Board accepted the District's 1st Interim report in December 2009 that included \$8.7 million in possible 2010-11 reductions as part of multiyear projections with that report. The January 8th release of the Governor's 2010-11 budget brought more bad news. What the State had promised to be a one-time reduction in the current year was included in the Governor's projection to continue into the future. The additional loss to the District exceeded \$2 million dollars. Throughout the month of January, the Superintendent and CFO made community and staff presentations describing the fiscal conditions within the District. The Board conducted two additional workshops sessions to discuss the budget in January and February. In February, the Board took the necessary actions to begin the layoff of certificated employees, should it become necessary. During March and early April, the District ratified labor agreements with both SEIU and SMMCTA that included work year reductions of 5 days per employee for the 2009-10 and 2010-11 fiscal years. The Board also approved the same reduction of work days for the District's management team.

Senior staff of the District, including the Superintendent, had their salaries reduced by the equivalent of 6 work days, without a change in the number of contract days. The savings projected from these furlough days was estimated to be approximately \$2.0 million dollars a year; this sacrifice made by employees offset the additional reduction in the Governors budget. The presentations related to the fiscal condition of the District and the 2010-11 Budget can be found on the District's website under the budget information link.

The Board had also appointed a committee of community leaders to explore the feasibility of placing a school funding measure before the voters of Santa Monica and Malibu. The committee did the appropriate surveying and analysis and recommended the placement of an all mail-in ballot in an amount not to exceed \$200 at a special election in May. The Board accepted this recommendation and the voters of both communities will be asked to vote on a parcel tax measure of \$198 per parcel, for a period of 5 years, including a senior exemption provision for property owners age 65 and above. The election date is scheduled for May 25th. The outcome of that election should be known prior to this Board meeting and may impact the level of necessary reductions.

Staff has continued to prepare budget projections over the past two months. We have eagerly awaited the May Revision of the Governor's budget, hoping that a bit of good news would be forthcoming. The initial reports of the May Revision appeared that our earlier projections would not improve, but would not be any worse. Unfortunately, the experts that districts rely upon for estimating state revenue had recommended that in one portion of the calculation we use a \$201 per student reduction – what we learned late last week was that the number was closer to a reduction of \$250 per student. This means that our earlier projections needed to be reduced another \$500,000.

Staff has been preparing two budget models – one that includes passage of the school funding measure with an additional \$5.7 million in local revenue and another that does not have that revenue included. Without passage of the measure, staff has been recommending that \$8.98 million of expenditure reductions be made to the 2010-11 budget. Even at that extraordinary level of cuts, the multiyear projections for the District reflect the need for future adjustments to the budget. The District would use their entire reserve before the end of 2011-12.

Staff will be presenting the attached multiyear projection in an interactive mode so that Board will be able to see the resulting impact of decisions they make. Also included in the backup material are staff recommendations for the Board to consider.

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

**SANTA MONICA - MALIBU USD
MULTI-YEAR PROJECTION
UNRESTRICTED GENERAL FUND
5/20/2010**

Description	2009-10 3RD REVISION	2010-11 PROJECTED	2011-12 PROJECTED	2012-13 PROJECTED	2013-14 PROJECTED
Revenue:			1.8%	2.4%	2.8%
Revenue Limit	54,618,490	54,938,145	55,952,997	57,170,913	58,821,249
May Revise Change (-201 to -250)		(500,000)	(500,000)	(500,000)	(500,000)
Other Federal	405,099	300,000	300,000	300,000	150,000
Other State Apportionments	739,915	737,656	697,027	712,905	731,875
Class Size Reduction	2,868,138	2,868,138	2,868,138	2,868,138	2,868,138
Possible CSR penalty		(1,136,331)	(1,136,331)	(1,136,331)	(1,136,331)
Other State (Lottery...)	1,270,460	1,271,479	1,271,479	1,271,479	1,271,479
Meas. "R"	10,264,436	10,408,138	10,616,301	10,902,941	11,230,029
All Other Local Income	10,429,161	11,562,987	11,718,932	11,877,997	12,040,243
Interfund Transfer In	108,335				
Local General Fund Contribution	(16,131,390)	(16,010,016)	(16,338,692)	(16,802,251)	(16,802,251)
ADD Furlough back in 2011-12			(463,559)		
07-08 Ending Bal Transfer	457,884				
TIER III - Categorical Flexibility	2,536,677	3,116,366	3,172,461	3,248,600	3,339,560
TIER III - From Other Funds		550,000	550,000	550,000	550,000
TOTAL REVENUE	67,567,205	68,106,562	68,708,752	70,464,391	72,013,991
Certificated Salary	42,295,086	38,905,712	39,489,298	41,206,266	41,824,360
ADD Furlough back in 2011-12			1,108,009		
Classified	11,055,854	10,690,292	10,850,646	11,228,017	11,396,437
ADD Furlough back in 2011-12			211,439		
Benefits	15,526,928	15,782,989	16,414,309	17,259,964	17,950,363
ADD Furlough back in 2011-12			181,811		
Supplies/Books	1,071,203	1,164,628	914,628	950,000	950,000
Other Operational Costs	6,278,301	6,466,298	5,996,298	5,700,000	5,700,000
Capital Outlay	40,000	65,000	-	-	-
Indirect	(1,255,917)	(639,326)	(843,200)	(843,200)	(843,200)
Transfer Out	75,000	-	-	-	-
TOTAL EXPENDITURES	75,086,455	72,435,593	74,323,238	75,501,047	76,977,960
Increase (Decrease) Fund Balance	(7,519,250)	(4,329,031)	(5,614,485)	(5,036,656)	(4,963,969)
Beginning	22,456,389	12,912,376	8,583,345	2,968,860	(2,067,797)
Audit adjustment (tf to fund 21)	(2,028,373)				
Other Restatement	3,610				
Fund Balance	12,912,376	8,583,345	2,968,860	(2,067,797)	(7,031,765)
Reserve- Revolving cash, Store	160,000	160,000	160,000	120,000	120,000
Reserve - Student System	470,000				
Reserve - Text Books	250,000				
Total Available Fund Balance	12,032,376	8,423,345	2,808,860	(2,187,797)	(7,151,765)
3% Contingency Reserve	3,641,060	3,232,741	3,363,685	3,300,000	3,300,000
Unappropriated Balance	8,391,316	5,190,604	(554,825)	(5,487,797)	(10,451,765)
	2009-10	2010-11	2011-12	2012-13	2013-14

Santa Monica Malibu Unfied School District 2010-11 Budget

Staff Recommended Reductions- May 26, 2010

	March 4th Staff		Without		With Measure	
	Recommendations	Measure A	Measure B	Measure A	Measure C	Measure A
	A		B		C	A
				Difference B-A		Difference C-A
<u>Proposed Reductions</u>						
travel and conference	\$ 10,000	\$ 22,500	\$ 12,500	\$ -	\$ 10,000	\$ -
supplemental counselors	\$ 350,000	\$ 350,000	\$ -	\$ -	\$ 350,000	\$ -
summer school	\$ 100,000	\$ 100,000	\$ -	\$ -	\$ 100,000	\$ -
site administration - Samohi	\$ 180,000	\$ 180,000	\$ -	\$ -	\$ -	\$ (180,000)
security officers	\$ 200,000	\$ 200,000	\$ -	\$ -	\$ 50,000	\$ (150,000)
reading specialists	\$ 240,000	\$ 240,000	\$ -	\$ -	\$ 240,000	\$ -
outreach spec. - Samohi	\$ 65,000	\$ 260,000	\$ 195,000	\$ -	\$ 260,000	\$ 195,000
nurses	\$ 240,000	\$ 240,000	\$ -	\$ -	\$ 240,000	\$ -
library programs	\$ 500,000	\$ 580,000	\$ 80,000	\$ -	\$ 80,000	\$ (420,000)
instructional mtls - Tier III	\$ 250,000	\$ 250,000	\$ -	\$ -	\$ 250,000	\$ -
energy/utility conservation	\$ 200,000	\$ 100,000	\$ (100,000)	\$ -	\$ 100,000	\$ (100,000)
elementary music	\$ 900,000	\$ 900,000	\$ -	\$ -	\$ 155,000	\$ (745,000)
DO reductions	\$ 500,000	\$ 440,000	\$ (60,000)	\$ -	\$ 440,000	\$ (60,000)
counselors	\$ 330,000	\$ 330,000	\$ -	\$ -	\$ -	\$ (330,000)
contracts	\$ 200,000	\$ 200,000	\$ -	\$ -	\$ 100,000	\$ (100,000)
class size - secondary	\$ 1,600,000	\$ 1,600,000	\$ -	\$ -	\$ 800,000	\$ (800,000)
class size - elementary	\$ 2,200,000	\$ 2,200,000	\$ -	\$ -	\$ 1,100,000	\$ (1,100,000)
CDS contribution	\$ 75,000	\$ 75,000	\$ -	\$ -	\$ 75,000	\$ -
athletic programs - HS	\$ 80,000	\$ -	\$ (80,000)	\$ -	\$ -	\$ (80,000)
advisors -Samohi	\$ 165,000	\$ 165,000	\$ -	\$ -	\$ 165,000	\$ -
Additional Tier III Flexibility (Adult Ed and Deferred Maintenance)	\$ 550,000	\$ 550,000	\$ -	\$ -	\$ 550,000	\$ -
TOTAL	\$ 8,935,000	\$ 8,982,500	\$ 47,500	\$ 5,065,000	\$ (3,870,000)	

**SANTA MONICA MALIBU UNIFIED SCHOOL
DISTRICT
2010-11 BUDGET REDUCTION PLAN
STAFF RECOMMENDATIONS
May 26, 2010**

<i>PROPOSED REDUCTION</i>	<i>RECOMMENDATION</i>
Travel and Conference	
<ul style="list-style-type: none"> ⊙ Possible reduction: \$50,000 ⊙ General fund dollars are used to provide reimbursement for key conferences & meetings, including travel to & from those meetings. 	<ul style="list-style-type: none"> ⊙ All travel and conference is being reviewed by Sr. Cabinet. ⊙ Upon further evaluation, the general fund reduction will be \$10,000. This amount could be increased to \$22,500 if the district is unable to reach the desired reduction target.
Supplemental Counselors	
<ul style="list-style-type: none"> ⊙ Reduction: \$350,000 ⊙ The state provided a Supplemental Counseling Grant for middle & high schools. <ul style="list-style-type: none"> • Four counselors hired • Either reduced counseling ratios or provided specific intervention services. ⊙ Would result in one fewer counselors at Samohi, JAMS, Lincoln, and Malibu HS. 	<ul style="list-style-type: none"> ⊙ Staff recommends the reduction of all supplemental counseling positions.
Summer School	
<ul style="list-style-type: none"> ⊙ Reduction: \$100,000 ⊙ With the current flexibility provided by the state, the district will continue receiving funds provided for summer school, regardless of attendance in the program. ⊙ The district could reduce or eliminate: <ul style="list-style-type: none"> • IISS in elementary school • IISS in middle school ⊙ High School Credit Recovery Summer School 	<ul style="list-style-type: none"> ⊙ <u>High school</u> : ELD, credit recovery, ESY, Connect for Success, AVID World History ⊙ <u>Middle school</u>: Jump Start, ESY ⊙ <u>Elementary school</u>: grades 2-4 (currently), ESY <p>2010-11 Decision Complete</p> <ul style="list-style-type: none"> ⊙ 2011-12 and beyond all Summer School could be eliminated – saving an additional \$400,000 annually

PROPOSED REDUCTION	RECOMMENDATION
Site Administration – SAMOHI	
<ul style="list-style-type: none"> ⊙ Eliminate Dean of Students and admin. asst. to Dean of Students positions at Samohi (Reduction: \$180,000) ⊙ Advisors - reduce work year ⊙ Department Chairs 	<ul style="list-style-type: none"> ⊙ Staff recommends that the Dean of Students and Admin. Asst. to Dean of Students positions be eliminated if the district is unable to reach the desired reduction target. ⊙ Staff is not recommending changing the work year/assignment for advisors & department chairs at this time
Security Officers	
<ul style="list-style-type: none"> ⊙ Reduction: \$200,000 ⊙ Security officers are provided at secondary schools. Possible reductions could include: <ul style="list-style-type: none"> • Samohi: Reduce from 6 to 5 • JAMS: Reduce from 2 to 1 • Lincoln: Reduce from 2 to 1 • MHS: Reduce from 2 to 1 ⊙ Olympic: Stay at 1 	<ul style="list-style-type: none"> ⊙ Staff recommends this reduction of one position at Samohi and the balance of these reductions occur only if the district is unable to reach the desired reduction target.
Reading Specialists	
<ul style="list-style-type: none"> ⊙ Reduction: \$240,000 ⊙ In the 2008-09 year, the board provided \$240,000 of general fund support to provide reading instruction assistance. 	<ul style="list-style-type: none"> ⊙ Staff recommends that the General Fund eliminate support for this program. Sites use a variety of other funding sources to provide this service.
Outreach Specialists – SAMOHI	
<ul style="list-style-type: none"> ⊙ Reduction: \$65,000 ⊙ Last year, the board took action to reduce Samohi by one house. ⊙ The board elected to keep the S.O.S. to allow for a smoother transition. ⊙ The board could reduce by one S.O.S. & keep the ratio of one S.O.S. per house. 	<ul style="list-style-type: none"> ⊙ Staff recommends the reduction of four of the Outreach Specialist positions for a total savings of \$260,000.

PROPOSED REDUCTION	RECOMMENDATION
Nurses	
<ul style="list-style-type: none"> ⊙ Reduction: \$240,000 ⊙ The district has 11 nurse FTEs. <ul style="list-style-type: none"> • Our student-to-nurse ratio is less than 1,000:1. • Comparative districts range from 1,600:1 to 5,000:1. ⊙ The St. John's Grant has been reduced by \$80,000. ⊙ The district may have to move from a nursing staff based on student enrollment to a nursing staff based on students with medical needs. 	<ul style="list-style-type: none"> ⊙ Staff recommends staffing to be assigned to pathways (2 nurses per pathway, and 1 nurse + district supervising nurse at Samohi). Assignments within pathways would be based on student medical needs. <ul style="list-style-type: none"> • Note: Would reduce present district staffing from 11 to 8 nurses
Library Program	
<ul style="list-style-type: none"> ⊙ Reduction: \$500,000 ⊙ The district funds Elementary Library Coordinators at each elementary school. ⊙ The district funds some library assistants to support certificated librarians. 	<ul style="list-style-type: none"> ⊙ Staff recommends the reduction of the 10 ELCs and 4 library assistants only if the district is unable to reach the desired reduction target. ⊙ Staff also recommends the reduction of one certificated library position (\$80,000 savings) <ul style="list-style-type: none"> .50 FTE Samohi .50 FTE District Office (elementary position) ⊙ Total savings of both actions would be \$580,000.
Instructional Materials – Tier III	
<ul style="list-style-type: none"> ⊙ Reduction: \$250,000 ⊙ Postpone 2011-12 textbook purchase 	<ul style="list-style-type: none"> ⊙ Staff recommends postponing the textbook adoption for the 2011-12 year and transferring those monies to support the general education program.
Energy / Utility Conservation	
<ul style="list-style-type: none"> ⊙ Reduction: \$200,000 ⊙ The district pays approx. \$2 million a year for electrical, water, & gas. ⊙ Through a concerted program involving all students & employees, the district could reduce expenditures by as much as 10%. 	<ul style="list-style-type: none"> ⊙ An energy saving program has implemented been district wide <ul style="list-style-type: none"> • An energy reduction plan has been implemented. All district sites (schools & district office) have reduced/are planning to reduce the number of refrigerators, microwave ovens, and coffee pots. • Utility bills are now monitored monthly, and the data is provided to each site. ⊙ Further review of potential savings indicates that a maximum of \$100,000 savings is expected.

PROPOSED REDUCTION	RECOMMENDATION
Elementary Music	
<ul style="list-style-type: none"> ⊙ Reduction: \$900,000 ⊙ Students receive once- or twice-a-week instruction in instrumental & choral music. ⊙ Grade 3 music: Once-a-week instruction (\$155,000) ⊙ Grades 4 & 5 music: Twice-a-week instruction (\$475,000) 	<ul style="list-style-type: none"> ⊙ Staff recommends, at a minimum, the elimination of grade 3 music for a savings of \$155,000. ⊙ Staff recommends the elimination of grades 4 and 5 music only if the district is unable to reach the desired reduction target.
District Office Reductions	
<ul style="list-style-type: none"> ⊙ Reduction: \$500,000 ⊙ Reduction in: <ul style="list-style-type: none"> • Certificated Administrators • Classified Administrators • Classified Employees <ul style="list-style-type: none"> • District-based custodians and trades positions ⊙ Clerical and other support. 	<ul style="list-style-type: none"> ⊙ Staff recommends reduction of: <ul style="list-style-type: none"> • M & O positions: <ul style="list-style-type: none"> • 1 management position • 4 maintenance/grounds/operations FTEs • District Office: <ul style="list-style-type: none"> • 1 management position • 1 clerical/support FTE • Note: Would impact: <ul style="list-style-type: none"> • Response time to plant repairs • Routine building maintenance • District services to schools, including: <ul style="list-style-type: none"> • Professional development • Substitutes for site custodians • BTSA • New teacher training/support ⊙ Staff is recommending only one clerical position be reduced – lowering the total savings to \$440,000.
Counselors	
<ul style="list-style-type: none"> ⊙ Reduction: \$330,000 ⊙ Reduction of one counselor at: <ul style="list-style-type: none"> • John Adams • Lincoln • Malibu High School • Olympic High School 	<ul style="list-style-type: none"> ⊙ Staff recommends this reduction occur only if the district is unable to reach the desired target.
Contracts	
<ul style="list-style-type: none"> ⊙ Reduction: \$200,000 	<ul style="list-style-type: none"> ⊙ Staff has reviewed this and anticipates a \$100,000 reduction in general fund contracts and \$100,000 in categorical contracts.

PROPOSED REDUCTION	RECOMMENDATION
Class Size (Staffing Ratio) - Secondary	
<ul style="list-style-type: none"> ⊙ Reduction: \$1,600,000 ⊙ Current Class Size: <ul style="list-style-type: none"> • 32:1 (JAMS at 30:1) ⊙ Common Class Size Range: 28-36 	<ul style="list-style-type: none"> ⊙ Staff recommends: <ul style="list-style-type: none"> • 6-12 – 35:1 • Common Class Size Range: 31-39 ⊙ Staff recommends this level of reduction only if the district is unable to reach the desired reduction target. ⊙ Staff Recommends: staffing at 33:1 should the school funding measure pass; resulting in savings of \$800,000
Class Size – Elementary	
<ul style="list-style-type: none"> ⊙ Reduction: \$2,200,000 ⊙ Current Class Size: <ul style="list-style-type: none"> • K-3 – 23:1 • 4-5 – 30:1 (Title I schools at 25:1) 	<ul style="list-style-type: none"> ⊙ Staff recommends: <ul style="list-style-type: none"> • K-5 – 30:1 • Title I schools – 27:1 ⊙ Staff recommends this level of reduction only if the district is unable to reach the desired reduction target. ⊙ Staff recommends staffing at 25:1 (K-3 all schools), 30:1 (4-5), 25:1 (4-5 Title I schools) should the school funding measure pass; resulting in savings of \$1,100,000.
Child Development Services Contribution	
<ul style="list-style-type: none"> ⊙ Reduction: \$75,000 ⊙ Eliminate district general fund support to CDS 	<ul style="list-style-type: none"> ⊙ Staff recommends the elimination of general fund monies to support CDS program. <ul style="list-style-type: none"> • Would necessitate additional reductions in CDS budget.
Athletics Program – High Schools	
<ul style="list-style-type: none"> ⊙ Reduction: \$80,000 ⊙ Reduce H.S. athletics programs (frosh/soph) 	<ul style="list-style-type: none"> ⊙ Staff is not recommending a reduction in the athletic program at this time. Staff only recommends this reduction occur if the district is unable to reach the desired reduction target.
Advisors – SAMOHI	
<ul style="list-style-type: none"> ⊙ Reduction: \$165,000 ⊙ Last year, the board took action to reduce Samohi by one house. ⊙ The board elected to keep the two advisors to allow for a smoother transition. ⊙ The board could reduce by two advisors & keep the ratio of two advisors per house. ⊙ Samohi student-to-advisor ratio is 300:1. 	<ul style="list-style-type: none"> ⊙ Staff recommends the reduction of the two advisor positions that were retained for the 2009-10 school year to assist the school in the transition from 6 to 5 houses.

INFORMATION ITEMS

TO: BOARD OF EDUCATION

INFORMATION

05/26/10

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

RE: TEXTBOOKS

INFORMATION ITEM NO. I.

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

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

On Writing, by Stephen King for grade 10-12 Creative Writing at Malibu High. Adoption requested by Bonnie Thomson and Eric Carrier.

The 3 A.M. Epiphany by Brian Kiteley for grade 10-12 Creative Writing at Malibu High. Adoption requested by Bonnie Thomson and Eric Carrier.

TO: BOARD OF EDUCATION

INFORMATION

5/26/10

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

RE: SUPPLEMENTAL TEXTBOOKS

INFORMATION ITEM NO. I.

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 textbooks(s) listed below will be on public display for the next two weeks in the Educational Services Department at 1638 – 17th Street, Santa Monica, CA 90404

A Long Way Gone, by Ishmael Beah for grades 9 – 12 summer reading at Santa Monica High School. Adoption requested by Meredith Louria.

Collected Stories, by Gabriel Garcia Marquez for grade 10CP & 10HP English class set of ancillary materials at Malibu High. Adoption requested by Bonnie Thomson.

Fifty Great Short Stories, edited by Milton Crane for grade 9CP & 9HP English class set of ancillary materials at Malibu High. Adoption requested by Bonnie Thomson.

Into The Wild, by Jon Krakauer for grade 12CP English at Malibu High. Adoption requested by Bonnie Thomson.

TO: BOARD OF EDUCATION
FROM: TIM CUNEO / JANECE L. MAEZ / STUART SAM
RE: MEASURE BB ADVISORY COMMITTEE MEMBERSHIP

INFORMATION
05/26/10

INFORMATION NO. A.

At its meeting on June 13, 2007, the Board of Education appointed nine members to the Measure BB Advisory Committee (BBAC). An additional seven members were appointed at the June 28, 2007, meeting. In 2007, one member (Larry Gray) resigned from the committee. At the June 25, 2009, meeting, three more members were appointed to the committee: Ben Garbuio, Rebecca Kennerly, and Michael Sidley.

Recently, Laura Rosenthal was appointed to the Malibu City Council and subsequently submitted her resignation to the BBAC.

Minimum membership required for the BBAC is eleven with a maximum of fifteen. Currently, with Laura Rosenthal's resignation, there are thirteen members on the committee.

At the Measure BB Advisory Committee meeting of May 3, 2010, the committee decided to request an open, advertised recruitment for the open position. Staff will arrange for the advertisement and facilitate review by the Measure BB Committee to select and recommend appointment to the board of a suitable candidate for the open position.