

**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 5, 2011**

A regular meeting of the Santa Monica-Malibu Unified School District Board of Education will be held on **Thursday, May 5, 2011**, in the **Malibu City Council Chambers**: 23815 Stuart Ranch Road, Malibu, CA. The Board of Education will call the meeting to order at 4:30 p.m. in the upstairs Conference Room at the Malibu City Council Chambers, at which time the Board of Education will move to Closed Session regarding the items listed below. The public meeting will reconvene at 5:30 p.m. in the Council Chambers.

**The public meeting will begin at 6:00 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)**

- Receipt of recommendation for approval of the proposed settlement cases pursuant to GC §54956.9 (b), as cited in the Brown Act (5):  
DN-1011-10/11      DN-1012-10/11  
DN-1013-10/11
- Conference with Superintendent regarding 2011-12 Strategies for Negotiations with S.M.M.C.T.A. pursuant to GC §54957.6 as cited in the Brown Act. (10)
- Conference with Superintendent regarding 2011-12 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 (2 cases). (20)
- Public Employee, to consider appointment, employment, performance evaluation, or dismissal of employee pursuant to GC§54957, as cited in the Brown Act (Superintendent) (45)

**IV. BOARD OF EDUCATION – COMMENDATIONS / RECOGNITIONS (20)**

**V. APPROVAL OF THE AGENDA**

**VI. APPROVAL OF MINUTES**

April 2-3, 2011  
April 6, 2011  
April 23, 2011

## VII. **CONSENT CALENDAR** (30)

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.

### **Curriculum and Instruction**

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A.03	Conference and Travel Approval Ratification.....	5-6
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A.05	Categorical Program Monitoring.....	8
A.06	Approval of Special Education Contracts – 2010-2011 .....	9-11

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A.07	Award of Purchase Orders – 2010-2011 .....	12-12d
A.08	Acceptance of Gifts – 2010-2011 .....	13-17
A.09	Approval to Use US Communities Contract #08-04026 for the Purchase of Science Supplies by Fisher Scientific.....	18
A.10	Adopt Emergency Resolution No. 10-38 – For ARB Inc. for Gas Line Repairs at Webster Elementary School.....	19-20
A.11	Award of Contract to AT&T for Bid #10.41 – Distance Learning Equipment and Installation .....	21-22

### **Measure “BB”**

A.12	Acknowledge Change of Company Name from PBS&J to Atkins Company – Measure BB .....	23
A.13	Award General Services Administration Contract to Simplex – Lincoln Middle School Modernization of Building E (Package 1B) Project – Measure BB.....	24
A.14	Contract Amendment #17 for Increased Architectural Services – Daly Genik/IBI – Measure BB .....	25-26
A.15	Contract Amendment #25 for Additional Architectural Services for SWPPP – John Adams Middle School – Replacement of Classroom Buildings E, F, & G, New Administration, Modernization and Site Improvements – Osborn Architects – Measure BB .....	27-28
A.16	Ratify Award of Bid #10.38.BB-03-112541 – Point Dume Elementary Trenchless Gas Line Project – Jenn/Matt, Inc. – Measure BB .....	29
A.17	Award of Bid #10.35.BB-03-112541 – Point Dume Elementary School Gas and Furnace Replacement Project – Lowest Responsive, Responsible Bidder – Measure BB.....	30
A.18	Contract Amendment #1 for Testing and Special Inspection Services – Malibu High School, Soil Remediation Project to BTC Labs – Vertical Five – Measure BB .....	31

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### **General**

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A.23	Extend Deadline for Applications to the Financial Oversight Committee (FOC) .....	45

## VIII. PUBLIC COMMENTS

Public Comments is the time when members of the audience may address the Board of Education on items not scheduled on the meeting's agenda. All speakers are limited to three (3) minutes. When there 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, 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 (30)

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)

Tanya Choo – Santa Monica High School

Elizabeth Wilson – Malibu High School

Billy Foran – 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)

## 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 (135)

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.

7:00 pm	A.24	Public Hearing on Measure R Parcel Tax CPI-U Adjustment – 2011-12 (10) .....	46
	A.25	Adopt Resolution No. 10-39 – Measure R Parcel Tax – 2011-12 (10) .....	47
	A.26	Adopt Resolution No. 10-40 – Day of the Teacher: May 11, 2011 (5) .....	48-49
	A.27	Adopt Resolution No. 10-41 – Classified School Employees Week: May 15-21, 2011 (5) .....	50-51
	A.28	Adopt Resolution No. 10-42 – Asian-American Pacific Heritage Month (5) .....	52-54
	A.29	Adopt Resolution No. 10-43 – Supporting California's Week of Action: May 9-13 (5) .....	55-56
	A.30	Approval of the Measure BB Audit Report (20) .....	57
	A.31	Application for Additional Funding/Program (15) .....	58

## XII. DISCUSSION ITEMS (85)

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

D.01	Reorganization of Child Development Services for 2011-12 (45) .....	59
D.02	Budget Update (10) .....	60
D.03	Consider Revising BP 1150 – Commendations and Awards (5) .....	61-62
D.04	Consider Revising BP 1240 – Volunteer Assistance (5) .....	63-65
D.05	Consider Revising BP 1250 – Visitors/Outsiders (5) .....	66-67

D.06	Consider Revising BP 6011 – Academic Standards (5).....	68-70
D.07	Consider Revising BP 6161.1 – Selection and Evaluation of Instructional Materials (5).....	71-74
D.08	Consider Replacing BB 9270 – Conflict of Interest (5).....	75-86
<b>XIII.</b>	<b>INFORMATIONAL ITEMS (0)</b>	
I.01	Supplemental Textbooks.....	87
I.02	Termination of Membership from District Advisory Committee .....	88
I.03	Revision of AR 1250 – Visitors/Outsiders.....	89-91
I.04	Revision of AR 1312.4 – Williams Uniform Complaint Procedures .....	92-96
<b>XIV.</b>	<b>BOARD MEMBER ITEMS (0)</b>	
	These items are submitted by individual board members for information or discussion, as per Board Policy 9322.	
<b>XV.</b>	<b>REQUESTS BY MEMBERS OF THE PUBLIC OR DISTRICT ADVISORY COMMITTEES TO ADDRESS THE BOARD OF EDUCATION</b>	
	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 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.	
<b>XVI.</b>	<b>CONTINUATION OF PUBLIC COMMENTS</b>	
	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, <b>CONTINUATION OF PUBLIC COMMENTS.</b> )	
<b>XVII.</b>	<b>BOARD MEMBER COMMENTS</b>	
	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.”	
<b>XVIII.</b>	<b>FUTURE AGENDA ITEMS</b>	
	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.	
<b>XIV.</b>	<b>CLOSED SESSION</b>	
	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.	
<b>XX.</b>	<b>ADJOURNMENT</b>	
	The next regularly scheduled meeting will be on <b>Thursday, May 19, 2011</b> , at 6:00 p.m. at the district office: 1651 16 <sup>th</sup> Street, Santa Monica, CA 90404.	

**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 2010-2011

Closed Session begins at 4:30pm  
Public Meetings begin at 6:00pm

July through December 2010					
Month	1 <sup>st</sup> Thursday	2 <sup>nd</sup> Thursday	3 <sup>rd</sup> Thursday	4 <sup>th</sup> Thursday	Special Note:
July			7/14* DO		*Wednesday, 7/14
August	8/4* DO		8/18* DO		*8/4: Workshop *Wednesday, 8/18
September	9/2 9/1* DO 9/4* DO		9/16* DO	9/23 DO	*Wednesday, 9/1 *9/4: Special Closed Session First day of school: 9/7 *9/16: Special Meeting
October	10/7 M		10/21 DO	10/29* DO	*10/29: Special Meeting
November	11/4 M		11/18 DO		Thanksgiving: 11/25-26
December	12/2* M	12/9 DO		winter break	*12/2: Special Meeting in Malibu
<b>December 18 – 31: Winter Break</b>					
January through June 2011					
<b>January 1 – 2: Winter Break</b>					
January	1/3* DO	1/13 DO	1/20* DO		*1/3: Special Meeting *1/20: Special Meeting
February	2/3 M		2/17 DO		
March	3/3 DO		3/17 DO	3/24* DO	*3/24: Special Closed Session
<b>April 11 – 22: Spring Break</b>					
April	4/2-3* DO 4/6* DO	spring break	spring break 4/23* DO		*4/2-3: Special Closed Session *Wednesday, 4/6 (rescheduled from 4/14) *Stairway: 4/7 & 4/8 * 4/23: Special Closed Session
May	5/2* DO 5/5 M	5/9* DO	5/19 DO		* 5/2: Special Meeting * 5/9: Special Meeting
June	6/2 DO		<del>6/16 DO</del>	6/30* DO	Last day of school: 6/22 *6/30 replaces 6/16

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

**Santa Monica-Malibu Unified School District  
Board of Education  
May 5, 2011**

**I. CALL TO ORDER**

A. Roll Call

Jose Escarce – President  
Ben Allen – Vice President  
Oscar de la Torre  
Maria Leon-Vazquez  
Laurie Lieberman  
Ralph Mechur  
Nimish Patel

Student Board Members

B. Pledge of Allegiance

**II. CLOSED SESSION**

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

ACTION  
05/05/11

RECOMMENDATION NO. A.01

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

April 2-3, 2011  
April 6, 2011  
April 23, 2011

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



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## **CONSENT ITEMS**



TO: BOARD OF EDUCATION

ACTION/CONSENT

05/05/11

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 2010-2011 budget.

<b>Contractor/ Contract Dates</b>	<b>Description</b>	<b>Site</b>	<b>Funding (Measure BB)</b>
Land & Air Surveying, Inc.  5/5/11 to 7/31/11  Not to Exceed: \$6,960	Provide limited design survey for Washington CDS, East & West	Washington CDS Modernization Project	21-00000-0-00000-85000- 5802-070-2600

<b>Contractor/ Contract Dates</b>	<b>Description</b>	<b>Site</b>	<b>Funding</b>
Meaningful Learning  10/4/10 through 3/21/11  Not to exceed: \$7,600	Mathematics staff development for K-12 teachers during the school year 2010-2011. Pictorial Mathematics: An Engaging Visual Approach to the Teaching and Learning of Mathematics.	Educational Services & School Sites	<u>\$90</u> : 01-90121-0-11100- 10000-5802-017-1501 (Cabrillo) <u>\$440</u> : 01-30110-0-11100- 10000-5802-001-4010 (Edison) <u>\$560</u> : 01-90150-0-11100- 10000-5802-002-1501 (Franklin) <u>\$560</u> : 01-30100-0-11100- 10000-5802-004-1501 (McKinley) <u>\$440</u> : 01-00010-0-11100- 10000-5802-005-4050 (Muir) <u>\$180</u> : 01-30110-0-11100- 10000-5802-006-4060 (Rogers) <u>\$560</u> : 01-90150-0-11100- 10000-5802-007-4070 (Roosevelt) <u>\$440</u> : 01-00010-0-11100- 10000-5802-009-4090 (SMASH) <u>\$440</u> : 01-00010-0-11100- 10000-5802-008-1501 (Webster) <u>\$3,890</u> : 01-40350-0-11100- 21000-5802-035-1300 (Ed Services)
Art Meets Technology <i>Maryanne Solomon</i>  7/1/11 to 6/30/12  Not to exceed: \$22,500	Maintenance and updating of SMMUSD.org website and school websites	Superintendent's Office	01-00000-0-00000-71500- 5802-020-1200

<p>The Artist Collective</p> <p>2/23/11 to 5/11/11</p> <p>Not to exceed: \$10,830</p>	<p>Contemporary Dance Workshop with Middle and High School students.</p>	<p>Malibu High School</p>	<p>01-90830-0-17000-10000-5802-010-4100 (SMMEF – Dream Winds)</p>
<p>Jon Monastero</p> <p><u>Amend contract:</u> 3/28/11-<del>3/31/11</del> 4/29/11</p> <p>New not to exceed: \$2,750 (\$1,400 was approved on 4/6/11)</p>	<p>Presentations to 8<sup>th</sup> grade Social Studies classes of life of American Civil War Soldier</p>	<p>Adams</p>	<p>01-90150-0-11100-10000-5802-011-4110 (Reimbursed by PTSA)</p>
<p>Martha Ramirez-Oropeza</p> <p>2/22/11 to 6/3/11</p> <p>Not to exceed: \$2,137.50</p>	<p>To conduct visual arts classes for K-5.</p>	<p>Edison</p>	<p>01-90150-0-11100-83000-5802-001-15601 (PTA)</p>
<p>Zevitz-Redfield &amp; Associates, Inc. <i>Will Carey</i></p> <p>7/1/10 – 6/30/11</p> <p>Increase contract by 200 hours Cost: \$125.00 per hour (Previous contract up to 200 hours was approved 9/1/10)</p>	<p>Additional Support for Information Services.</p>	<p>Information Services</p>	<p>01-00000-0-00000-77000-5640-054-2540</p>
<p>Christy White Accountancy Corporation (formerly Nigro Nigro &amp; White)</p> <p>6/15/10 to 6/30/11</p> <p>Not to Exceed: Increase contract by 25 hours @ \$125 not to exceed 100 hours or \$12,500 without prior board approval (Contract amount of 75 hours @ \$125 per hour or \$9,375 approved 9/1/10)</p>	<p>John Adams Attendance Reauditing Services for 2008-09</p>	<p>Fiscal Services</p>	<p>01-00000-0-00000-71900-5802-051-2510</p>
<p>Christy White Accountancy Corporation</p> <p>7/1/10 to 6/30/13</p> <p><i>Amend Funding Number</i> (Contract approved 2/3/11 with amount amended to include travel costs for Measure BB only on 3/3/11)</p>	<p>District Audit</p> <p>Measure R Audit</p> <p>Measure BB Audit</p>	<p>Fiscal Services</p>	<p>01-00000-0-00000-71900-5802-051-2510</p> <p>01-00001-0-00000-71900-5802-051-2510</p> <p>21-00000-0-00000-85000-5802-050-2600</p>

Lucas Capra  08/19/10 to 06/30/11  Amend Amount: not to exceed: \$14,500 <i>(\$1,500 approved 8/18/10, amended to \$9,500 on 11/18/10)</i>	To perform specialized technical theatre support for Theatre Operations rentals in Barnum Hall and other District Theaters.	Business Services: Theater Operations & Facility Permits	01-91180-0-81000-54000-5802-046-2460 (Barnum Hall)
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MOTION MADE BY:  
SECONDED BY:  
STUDENT ADVISORY VOTE:  
AYES:  
NOES:



TO: BOARD OF EDUCATION

ACTION/CONSENT

05/05/11

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

RE: CONFERENCE AND TRAVEL APPROVAL/RATIFICATION

RECOMMENDATION NO. A.03

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>AME</u> <u>SITE</u> Account Number Fund – Resource Number	CONFERENCE NAME LOCATION DATE (S)	COST ESTIMATE
<u>BRADFORD, Maureen</u> Ed Services 01-00000-0-19510-31600-5220-030-1300 General Fund- Function: Pupil Testing Services	LACOE “Educational Assessment” Downey, CA June 3, 2011	\$55
<u>CHOU, Sally</u> Ed Services No Cost	Regional Symposium on Transitional Kindergarten Downey, CA May 4, 2011	\$0
<u>CORRIGAN, Brian</u> Malibu High 01-00000-0-11100-27000-5220-010-4100 General Fund- Function: School Administration	Curtis Center for Mathematics and Teaching Conference Los Angeles, CA March 5, 2011	\$85
<u>HOUSEMAN, JoAnn</u> Cabrillo/Webster Elementary 01-00000-0-11100-31400-5220-041-140 General Fund- Function: Health Services	SCOPE Los Angeles, CA April 1, 2011	\$125
<u>HOUSEMAN, JoAnn</u> Child Development Services No Cost	CHSA Annual Institute San Francisco, CA May 2 – 4, 2011	\$0
<u>KOMLOS, Tristan</u> Muir Elementary 01-30110-0-11100-10000-5220-005-4050 General Fund- Resource: Title I	2011 ASCD Annual Conference Exhibit Show San Francisco, CA March 26 - 28, 2011	\$900
<u>MAEZ, Jan</u> Business Services 01-00000-0-00000-73100-5220-050-1500 General Fund- Function: Business Services	PIPS Meeting-Executive Board Ontario, CA March 10 – 11,	\$108
<u>SERNA, Maria</u> Fiscal Services 01-00000-0-00000-73100-5220-051-2510 General Fund- Function: Fiscal Services	Managing Multiple Projects, Objectives And Deadlines Torrance, CA April 19, 2011	\$205

<u>TANIOS, Elhamy</u> Fiscal Services 01-00000-0-00000-73100-5220-051-2510 General Fund- Function: Fiscal Services	IRS W-9 & W-8 Series Webinar March 30, 2011	\$303
<u>TANIOS, Elhamy</u> Fiscal Services 01-00000-0-00000-73100-5220-051-2510 General Fund- Function: Fiscal Services	The Audit Challenge Workshop Downey, CA April 28, 2011	\$200
<u>VENABLE, Terance</u> Operations 01-00000-0-00000-82000-5220-064-2603 General Fund- Function: Operations	DPR Integrated Pest Management Hemet, CA April 4, 2011	\$25

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

<b>Group Conference and Travel: In-State</b> * a complete list of conference participants is on file in the Department of Fiscal Services		
<u>CASTILLO, John</u> <u>+2 Additional Staff</u> Information/Ed Services 01-00010-0-11100-10000-5220-035-1300 01-40350-0-11100-21000-5220-035-1300 General Fund- Resource: Tier III/Title II	CISCO Networking Academy Conference 2011 San Jose, CA June 27 - 30, 2011	\$3,920 Total
<u>CONTRERAS, Sitara</u> <u>+7 Additional Staff</u> Rogers Elementary 01-30110-0-11100-10000-5220-006-4060 General Fund- Resource: Title I	Northwest Foundation for Children-Responsive Los Angeles, CA August 8 – 12, 2011	\$5,560 Total

<b>Out-of-State Conferences: Individual</b>		
<u>GUERRA, Jorge</u> Santa Monica High 01-40350-0-11100-21000-5220-035-1300 General Fund- Resource: Title II	The National Service-Learning Conference Atlanta, GA April 6 – 9, 2011	\$650 Total

<b>Out-of-State Conferences: Group</b>		

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

TO: BOARD OF EDUCATION

ACTION/CONSENT

05/05/11

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

RE: SUPPLEMENTAL TEXTBOOKS

RECOMMENDATION NO. A.04

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 have been on public display for the past two weeks in the Educational Services Department at 1638 17<sup>th</sup> Street, Santa Monica, CA 90405.

**Senderos Fronterizos (Breaking Through)**, by Francisco Jimenez for grade 8 Spanish Literature Immersion 8 class at John Adams Middle School.  
Adoption requested by Eliana O'Keefe

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:



TO: BOARD OF EDUCATION

ACTION/CONSENT

05/05/11

FROM: TIM CUNEO / CHIUNG-SALLY CHOU / JUDY ABDO

RE: CATEGORICAL PROGRAM MONITORING

RECOMMENDATION NO. A.05

It is recommended that the Board of Education approve the Categorical Program Monitoring (CPM) for the following programs: General Child Care and Development Programs (CCTR), California State Preschool (CSPP), and California School Age Families Education (Cal-Safe).

COMMENT: Each year the State Department of Education requires Child Development Programs to administer a self-assessment and to submit it to the Child Development Division after approval by the Board of Education.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:



TO: BOARD OF EDUCATION

ACTION/CONSENT

05/05/11

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

RE: APPROVAL OF SPECIAL EDUCATION CONTRACTS – 2010-2011

RECOMMENDATION NO. A.06

It is recommended that the Board of Education approve the following Special Education Contracts for fiscal year 2010-2011 as follows:

**NPS**

2010-2011 Budget 01-65000-0-57500-11800-5125-043-1400

<b>Nonpublic School/Agency</b>	<b>SSID</b>	<b>Service Description</b>	<b>Contract Number</b>	<b>Cost Not to Exceed</b>
Kayne Eras – contract increase	4103203590	NPS	#45-SPED11008	\$ 832

Amount Budgeted NPS 10/11		\$ 1,450,000
Prior Board Authorization as of 04-06-11		<u>\$ 1,683,401</u>
	Balance	\$ - 233,401
Positive Adjustment (See Below)		<u>\$ 14,563</u>
		\$ - 218,838
Total Amount for these Contracts		<u>\$ 832</u>
	Balance	\$ - 219,670

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 2010-2011 in the amount of \$14,563 as of 05/05/11					
<b>NPS</b>	<b>Service Description</b>	<b>Contract Number</b>	<b>Reduce (R) Eliminate (E)</b>	<b>Adjusted Amount</b>	<b>Comment</b>
Kayne Eras – contract decrease	NPS	#60-SPED11152	R	\$ 815	Service level adjustment
The HELP Group (Village Glen) – contract decrease	NPS	#18-SPED11039	R	\$ 13,748	Student absence

**NPA**

2010-2011 Budget 01-65000-0-57500-11800-5126-043-1400

<b>Nonpublic School/Agency</b>	<b>SSID</b>	<b>Service Description</b>	<b>Contract Number</b>	<b>Cost Not to Exceed</b>
Milestones Therapeutic – contract increase	9109056881	Compensatory Math education	#13-SPED11074	\$ 6,000

Amount Budgeted NPA 10/11		\$ 650,000
Prior Board Authorization as of 04-06-11		<u>\$ 908,194</u>
	Balance	\$ -258,194
Positive Adjustment (See Below)		<u>\$ 0</u>
		\$ -258,194
Total Amount for these Contracts		<u>\$ 6,000</u>
	Balance	\$ -264,194

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 2010-2011 in the amount of \$ 0 as of 05/05/11					
NPA	Service Description	Contract Number	Reduce (R) Eliminate (E)	Adjusted Amount	Comment

#### Instructional Consultants

2010-2011 Budget 01-65000-0-57500-11900-5802-043-1400

Instructional Consultant	SSID	Service Description	Contract Number	Cost Not to Exceed
House Ear Institute	1103200503	Audiological Services	#30-SPED11166	\$ 10,000

Amount Budgeted Instructional Consultants 10/11	\$ 450,000
Prior Board Authorization as of 04-06-11	\$ 626,291
Balance	\$ -176,291
Positive Adjustment (See Below)	\$ 0
	-176,291
Total Amount for these Contracts	\$ 10,000
Balance	\$ -166,291

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 2010-2011 in the amount of \$0 as of 05/05/11.					
Instructional Consultant	Service Description	Contract Number	Reduce (R) Eliminate (E)	Adjusted Amount	Comment

#### Non-Instructional Consultants

2010-2011 Budget 01-65000-0-57500-11900-5890-043-1400

Non-Instructional Consultant	SSID	Service Description	Contract Number	Cost Not to Exceed
Johanna Ascensio – change in vendor name only			#27-SPED11155	Note: no change in contract amt
Parent Reimbursement	3103135547	Counseling	#30-SPED11164	\$ 800
Parent Reimbursement	7145847516	Compensatory speech	#31-SPED11165	\$ 850

Amount Budgeted Non-Instructional Consultants 10/11	\$ 200,000
Prior Board Authorization as of 04-06-11	\$ 337,992
Balance	\$ -137,992
Positive Adjustment (See Below)	\$ 0
	\$ -137,992
Total Amount for these Contracts	\$ 1,650
Balance	\$ - 139,642

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 2010-2011 in the amount of \$ 0 as of 05/05/11.					
Non- Instructional Consultant	Service Description	Contract Number	Reduce (R) Eliminate (E)	Adjusted Amount	Comment

#### Legal

2010-2011 Budget 01-65000-0-57500-11900-5820-043-1400

Legal Contractor	Service Description	Contract Number	Cost Not to Exceed

Amount Budgeted Legal Services 10/11		\$ 200,000
Prior Board Authorization as of 04-06-11		<u>200,000</u>
	Balance	\$ 200,000
Adjustments for this period		<u>\$ 0</u>
		200,000
Total Amount for these Contracts		<u>\$ 0</u>
	Balance	\$ 0

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 2010-2011 in the amount of \$ 0 as of 05/05/11.				
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

05/05/11

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

RE: AWARD OF PURCHASE ORDERS – 2010-2011

RECOMMENDATION NO. A.07

It is recommended that the Board of Education approve the following Purchase Orders and Changed Purchase Orders from March 29, 2011, through April 26, 2011, for fiscal /11.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT  
PURCHASE ORDERS TO BE APPROVED AT THE BOARD MEETING OF MAY, 2011

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DF-DEFERRED MAINTENANCE SM-STATE MODERNIZATION

PO NO.	VENDOR	DESCRIPTION	LOCATION	AMOUNT	
*** NEW PURCHASE ORDERS ***					
115543	A & R WHOLESALE DISTRIBUTORS	COMPLIANT SNACKS	SAMOHI STUDENT STORE	3,500.00	U
115466	A.J FISTES CORPORATION	HEAD START REPAIRS	CHILD DEVELOPMENT CENTER	12,567.00	CD
115478	AAA FLAG & BANNER MFG. -L.A.	FLAGS	SANTA MONICA HIGH SCHOOL	206.39	U
115367	ADT SECURITY SERVICES INC	ADDITIONAL ALARM RESPONSES	FACILITY MAINTENANCE	396.96	R
115268	ADVANCED ELECTRONICS	SECURITY RADIOS/PERMIT	JOHN ADAMS MIDDLE SCHOOL	3,806.38	R
115390	AL THORNES DISCING SERVICE	OPERATIONS GROUNDS CONTRACT	GROUNDS MAINTENANCE	5,800.00	R
115528	ALLAN'S AQUARIUM	OPEN ORDER/SCIENCE	CHILD DEVELOPMENT CENTER	50.00	CD
115382	AMECI PIZZA & PASTA	Lunch/Teachers grading 8th DWA	STATE AND FEDERAL PROJECTS	100.00	R
114882	APPLE COMPUTER CORP	COMPUTERS	JOHN ADAMS MIDDLE SCHOOL	39,594.76	R
115442	APPLE COMPUTER CORP	APPLE COMPUTER	WILL ROGERS ELEMENTARY SCHOOL	2,246.27	R
114730	APPLE FINANCIAL SERVICES	COMPUTERS	PT DUME ELEMENTARY SCHOOL	26,356.00	R
115392	ATLANTIC EXPRESS OF LA INC	BUS TRIP CHARGES - TRANSP.	TRANSPORTATION	200.00	R
115431	ATLANTIC EXPRESS OF LA INC	TRANSPORTATION: WILSON HIGH	SANTA MONICA HIGH SCHOOL	531.25	U
115585	ATLANTIC EXPRESS OF LA INC	Field Trip Roos. to Chumash	TRANSPORTATION	100.00	R
115581	BELLANTE, PAUL	FSO STAIRWAY CONCERTS	CURRICULUM AND IMC	590.96	R
115583	BLANCH, WILLIAM	STAGE HANDS STAIRWAY CONCERTS	CURRICULUM AND IMC	982.91	R
115399	BOONE, LARRY	INCREASE PO FOR WASC COMMITTEE	SANTA MONICA HIGH SCHOOL	97.94	R
115549	CALIFORNIA NEWSPAPER SERVICE	JAN MAEZ / KIM NGUYEN	BUSINESS SERVICES	250.00	U
115468	CALIFORNIA OFFICE SYSTEMS INC	OPENORDER OFFICE SUPPLIES	FACILITY MAINTENANCE	500.00	R
115509	CANON BUSINESS SOLUTIONS-WEST	PURCHASE OF COPIER	JOHN ADAMS MIDDLE SCHOOL	9,254.03	BB
115510	CANON BUSINESS SOLUTIONS-WEST	2YR SERVICE AGREE.FOR COPIER	JOHN ADAMS MIDDLE SCHOOL	2,287.00	BB
115492	CANON USA INC	Copier Overages	LINCOLN MIDDLE SCHOOL	39.74	U
115582	CARLOS GUZMAN INC	Open order for bus repairs	TRANSPORTATION	1,460.00	R
115584	CARLOS GUZMAN INC	Openorder for bus repairs	TRANSPORTATION	2,340.00	R
115456	CDW-G COMPUTING SOLUTIONS	BlackBerry License	INFORMATION SERVICES	1,489.98	U
115480	CERTIPORT:MICROSOFT OFFICE	VOUCHER W/ RETAKE	R O P	2,023.83	R
115499	CHEVRON U.S.A. INC.	GASOLINE OPERATIONS VEHICLES	FACILITY OPERATIONS	4,000.00	U
115518	CITY OF SANTA MONICA	WATER METER PERMIT	JOHN ADAMS MIDDLE SCHOOL	9,039.00	BB
115594	CITY OF SANTA MONICA-ACCTG OFF	CROWD CONTROL STAIRWAY CONCERT	CURRICULUM AND IMC	422.80	R
115402	CLARK SECURITY	LOCKSMITH SUPPLIES OPEN ORDER	FACILITY MAINTENANCE	1,000.00	R
115516	COLLEGE ENTRANCE EXAM BOARD	SAT COLLEGE BOUND REPORTS	CURRICULUM AND IMC	970.20	U
115440	CREATE-A-CHECK	ASB CHECKS	MALIBU HIGH SCHOOL	355.13	R
115450	DIRECT SOURCE COMMUNICATIONS	Fiber Repair - Distroct Office	INFORMATION SERVICES	300.00	U
115161	DISCOUNT AUDIO INC	SOUND SYSTEM/ASB/VYP/PERMIT	JOHN ADAMS MIDDLE SCHOOL	1,943.75	R
115501	DISCOUNT SCHOOL SUPPLY	INSTRUCTIONAL	CHILD DEVELOPMENT CENTER	116.51	CD
115426	DISCOVERY EDUCATION	DIGITAL SERVICES	STATE AND FEDERAL PROJECTS	12,795.00	R
115383	DISNEY EDUCATIONAL PRODUCTIONS	VIDEOS FOR SCIENCE DEPT	JOHN ADAMS MIDDLE SCHOOL	513.71	R
115552	DOUBLETREE GUEST SUITES-SM	ACCOMMODATIONS/WASC MEMBERS	SANTA MONICA HIGH SCHOOL	524.80	U
115545	DREYER'S GRAND ICE CREAM INC	SB COMPLIANT ICE CREAM	SAMOHI STUDENT STORE	700.00	U
115395	EAST BAY RESTAURANT SUPPLY INC	FOOD CART	CHILD DEVELOPMENT CENTER	203.08	CD
115570	ELY JR'S PUMPING	MALIBU POOL BACKWASH PUMPING	FACILITY MAINTENANCE	4,200.00	R
115559	ENVIRO TEK CORPORATION	GRAFFITI REMOVER	SANTA MONICA HIGH SCHOOL	368.28	R
115373	FISHER SCIENTIFIC	Solar Filter	SPECIAL ED SPECIAL PROJECTS	86.40	R
115170	FREEDMAN,MAROLYN	MILAGE REIMBURSMENT FOR TRAVEL	STUDENT SERVICES	1,000.00	U
115479	FREESTYLE PHOTO SUPPLIES	PHOTO SUPPLY	R O P	374.29	R
115546	FREESTYLE PHOTO SUPPLIES	PHOTO SUPPLIES	SAMOHI STUDENT STORE	600.00	U
114824	GALE SUPPLY CO	CUSTODIAL SUPPLIES	EDISON ELEMENTARY SCHOOL	1,938.86	R
115346	GALE SUPPLY CO	GLOVES	CHILD DEVELOPMENT CENTER	63.11	CD
115372	GALE SUPPLY CO	CUSTODIAL	CHILD DEVELOPMENT CENTER	562.46	CD

SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT  
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DF-DEFERRED MAINTENANCE SM-STATE MODERNIZATION

PO NO.	VENDOR	DESCRIPTION	LOCATION	AMOUNT	
115422	GALE SUPPLY CO	ADDITION TO PO 115369	ROOSEVELT ELEMENTARY SCHOOL	66.46	R
115497	GALE SUPPLY CO	Custodial Supplies	THEATER OPERATIONS&FACILITY PR	95.48	R
115505	GALE SUPPLY CO	CUSTODIAL SUPPLIES	CHILD DEVELOPMENT CENTER	484.00	CD
115368	GBC - MAINTENANCE AGREEMENTS	laminator contract renewal	GRANT ELEMENTARY SCHOOL	658.24	U
115515	GITTER, RANDALL	REIMBURSEMENT	SAINT ANNE'S PRIVATE SCHOOL	79.98	R
115183	GOLDEN STAR TECHNOLOGY INC	SmartBoard Projector	FRANKLIN ELEMENTARY SCHOOL	756.18	R
115228	GOLDEN STAR TECHNOLOGY INC	LCD PROJECTORS/PTSA	JOHN ADAMS MIDDLE SCHOOL	1,431.05	R
115235	GOLDEN STAR TECHNOLOGY INC	Replacement Projector Lamp	PT DUME ELEMENTARY SCHOOL	1,358.19	R
115249	GOLDEN STAR TECHNOLOGY INC	PROJECTOR BULBS	SMASH SCHOOL	906.96	R
115441	GOLDEN STAR TECHNOLOGY INC	THEATER SPEAKERS	SPECIAL ED SPECIAL PROJECTS	237.04	R
114796	HANDWRITING WITHOUT TEARS INC	Workbooks	GRANT ELEMENTARY SCHOOL	987.94	R
115222	HANDWRITING WITHOUT TEARS INC	CLASSROOM SUPPLIES	GRANT ELEMENTARY SCHOOL	71.25	U
115563	HEINEMANN	TITLE II TRAINING MATERIALS	PLURALISTIC PRIVATE SCHOOL	46.69	R
115530	HOME DEPOT- L.A.	OPEN ORDER/SCIENCE	CHILD DEVELOPMENT CENTER	50.00	CD
115589	IATSE LOCAL NO. 33	PENSION/HEALTH & WELFARE	CURRICULUM AND IMC	631.98	R
115434	IKARI, LORI	HYDRATION ASSESSMENT	SANTA MONICA HIGH SCHOOL	390.00	U
115576	IMPERIAL AWARDS	PLAQUES ENGRAVING	CURRICULUM AND IMC	440.40	R
115502	INSECT LORE PRODUCTS	INSTRUCTIONAL	CHILD DEVELOPMENT CENTER	58.48	CD
115455	INTELLI-TECH	Hard Drive for Anti-Virus Serv	INFORMATION SERVICES	231.53	U
115437	INTERNATIONAL PAPER	TEST PAPER	SANTA MONICA HIGH SCHOOL	160.69	R
115538	INTERNATIONAL PAPER	PAPER ORDER	PRINTING SERVICES	422.04	U
114654	JOHNSTON, CINDY	FLIP CAMERA	MCKINLEY ELEMENTARY SCHOOL	325.00	R
115489	KEYGENT LLC	DISSEMINATION AGENT SERVICES	BUSINESS SERVICES	6,500.00	U
115420	KORADE & ASSOCIATE BUILDERS	CONDUIT SEALANTS & ELECT.BOXES	LINCOLN MIDDLE SCHOOL	6,930.00	BB
115522	KORADE & ASSOCIATE BUILDERS	SEAL FOUNDATION STAKE HOLES	JOHN ADAMS MIDDLE SCHOOL	484.00	BB
115577	KORADE & ASSOCIATE BUILDERS	DRAINAGE AT EXT OF 500 BLDGS	FACILITY MAINTENANCE	3,377.00	R
115477	LAGUNA CLAY COMPANY	LIQUID GLAZE	SANTA MONICA HIGH SCHOOL	472.85	R
115506	LAKESHORE (PICK UP ONLY)	OPEN ORDER/INSTRUCTIONAL	CHILD DEVELOPMENT CENTER	150.00	CD
115526	LAKESHORE (PICK UP ONLY)	OPEN ORDER/INSTRUCTIONAL	CHILD DEVELOPMENT CENTER	200.00	CD
115527	LAKESHORE (PICK UP ONLY)	OPEN ORDER/INSTRUCTIONAL	CHILD DEVELOPMENT CENTER	150.00	CD
115531	LAKESHORE (PICK UP ONLY)	OPEN ORDER/INSTRUCTIONAL	CHILD DEVELOPMENT CENTER	200.00	CD
115553	LAKESHORE (PICK UP ONLY)	OPEN ORDER/INSTRUCTIONAL	CHILD DEVELOPMENT CENTER	400.00	CD
115209	LAKESHORE CURRICULUM	CLASSROOM SUPPLIES	GRANT ELEMENTARY SCHOOL	70.00	U
115521	LEIGHTON CONSULTING INC	GEO INVEST. & REPORT. SERVICES	SANTA MONICA HIGH SCHOOL	40,300.00	SR
115352	LINCOLN EQUIPMENT	POOL LANE REEL	THEATER OPERATIONS&FACILITY PR	1,533.22	R
115561	MAGNA PUBLICATIONS INC	CD WEBINAR	ST. MONICA HIGH PRIVATE SCHOOL	823.57	R
115496	MALIBU SURFSIDE NEWS	NOTICE OF PUBLIC HEARING	BUSINESS SERVICES	200.00	U
115388	MANCE, MIKE J.	OPEN ORDER OPERATIONS EQUIP	FACILITY OPERATIONS	250.00	U
115451	MANGLE, RUTH	Reimbursment Illm Meeting	INFORMATION SERVICES	44.87	U
115391	MARC-CO EQUIPMENT COMPANY	OPERATIONS GROUNDS VEHICLES	GROUNDS MAINTENANCE	1,500.00	R
115586	MERCADO, VICTOR	STAGE HANDS STAIRWAY CONCERTS	CURRICULUM AND IMC	982.91	R
115580	MITCHELL, JUDAH	FSO STAIRWAY CONCERTS	CURRICULUM AND IMC	590.96	R
115362	MORE PREPARED	RESCUE KIT	INSURANCE SERVICES	578.26	U
114362	NARGIZIAN, HOVSEP	INSTRUCTIONAL SUPPLIES	ADULT EDUCATION CENTER	727.65	A
115483	NASCO WEST - MODESTO	ART SUPPLIES	WEBSTER ELEMENTARY SCHOOL	79.09	R
115443	NORM'S REFRIGERATION & ICE	TO REPAIR REFRIG AT EDISON	FOOD SERVICES	366.22	F
115558	NORM'S REFRIGERATION & ICE	LABOR FOR ADAMS REFER/FREEZER	FOOD SERVICES	237.50	F
115572	NORM'S REFRIGERATION & ICE	ROOSEVELT'S FREEZER	FOOD SERVICES	237.50	F
115573	NORM'S REFRIGERATION & ICE	REPAIR OF DIST. WALKIN REFRIG	FOOD SERVICES	142.50	F
115438	OFFICE MAX	Copy Paper	SANTA MONICA HIGH SCHOOL	5,170.28	R
115578	ORTCO INC.	PLAYGROUND RUBBER REPAIR	FACILITY MAINTENANCE	1,500.00	R

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PO NO.	VENDOR	DESCRIPTION	LOCATION	AMOUNT	
115379	PACIFIC PLUMBING SPECIALTIES	PLUMBING SUPPLIES	FACILITY MAINTENANCE	2,000.00	R
115403	PEARSON CLINICAL ASSESSMENT	AIMSWEB	STATE AND FEDERAL PROJECTS	333.33	R
115457	PEARSON CLINICAL ASSESSMENT	AIMSWEB PRO	STATE AND FEDERAL PROJECTS	1,000.00	R
115405	PEDROZA, HUGO	REIMBURSEMENT	SANTA MONICA HIGH SCHOOL	179.00	R
115407	PERFECT COPY PRODUCTS INC	MACHINE RENTALS	CURRICULUM AND IMC	790.94	R
115428	POLITO FAMILY FARMS	PRODUCE FOR FMSB PROGRAM	FOOD SERVICES	2,500.00	F
115476	PORTABLE SOUND LABORATORIES	PORTABLE SOUND SPEAKERS	SPECIAL EDUCATION REGULAR YEAR	224.21	R
115186	QUESTYS SOLUTIONS	QUESTYS ANNUAL SOFTWARE	STUDENT SERVICES	1,924.30	U
115211	REALLY GOOD STUFF INCORP	CLASSROOM SUPPLIES	GRANT ELEMENTARY SCHOOL	85.00	U
115050	REES ELECTRONICS OFFICE	OFFICE PHOTOCOPIER/TIER III	JOHN ADAMS MIDDLE SCHOOL	451.02	U
115406	REES ELECTRONICS OFFICE	COPIER SERVICE CALL	SANTA MONICA HIGH SCHOOL	108.05	R
115401	REFRIGERATION SUPPLIES	HVAC OPEN ORDER FOR SUPPLIES	FACILITY MAINTENANCE	1,500.00	R
115416	REGENCY ENTERPRISES INC.	LAMP, FUORESCENT F32T8	EDISON ELEMENTARY SCHOOL	79.38	R
115471	REGENCY ENTERPRISES INC.	LIGHTING	WEBSTER ELEMENTARY SCHOOL	230.48	R
115130	RICOH BUSINESS SOLUTIONS	PDL copier maintenance svc.	CURRICULUM AND IMC	49.17	U
115398	RICOH BUSINESS SOLUTIONS	COPING	PURCHASING/WAREHOUSE	530.40	U
115588	RIVERA, JAVIER D.	STAGE HANDS STAIRWAY CONCERTS	CURRICULUM AND IMC	906.81	R
115493	SANTA MONICA DAILY PRESS	NOTICE OF PUBLIC HEARING	BUSINESS SERVICES	225.00	U
115542	SANTA MONICA WHOLESALE	ELECTRICAL SUPPLIES OPEN ORDER	FACILITY MAINTENANCE	500.00	R
115394	SCHOOL ANNUAL PUBLISHING	SCHOOL ANNUALS	MCKINLEY ELEMENTARY SCHOOL	2,813.99	R
115508	SCHOOL NUTRITION SERVICES	STARTER GUIDE BOOKS	FOOD SERVICES	125.00	F
115564	SCHOOL SPACE SOLUTIONS	HOKKI STOOL	CHILD DEVELOPMENT CENTER	98.12	CD
115203	SCHOOL SPECIALTY INC	classroom supplies	GRANT ELEMENTARY SCHOOL	420.00	U
115513	SCHOOL SPECIALTY INC	INSTRUCTIONAL	CHILD DEVELOPMENT CENTER	201.14	CD
115371	SEARS	Dust Collector	SPECIAL ED SPECIAL PROJECTS	602.52	R
114819	SEHI COMPUTER PRODUCTS	HEADPHONES FOR LAB/CLASSROOM	EDISON ELEMENTARY SCHOOL	577.29	R
115547	SHERATON DELFINA	AWARDS DINNER/RECOGNITIONS	SAMOH I STUDENT STORE	1,800.00	U
115534	SIMON-CAIN, MONICA	REIMBURSEMENT	CHILD DEVELOPMENT CENTER	532.24	CD
114497	SIR SPEEDY PRINTING #0245	PRINTING MUSIC PROGRAMS/GIFT	JOHN ADAMS MIDDLE SCHOOL	754.54	R
115032	SIR SPEEDY PRINTING #0245	BUSINESS CARDS/ROUSSEAU	ADULT EDUCATION CENTER	28.54	A
115378	SIR SPEEDY PRINTING #0245	BUSINESS CARDS	FOOD SERVICES	28.54	F
115432	SIR SPEEDY PRINTING #0245	LETTERHEAD/ENVELOPES	SANTA MONICA HIGH SCHOOL	1,494.99	U
115507	SIR SPEEDY PRINTING #0245	PRINTING - ASSESSMENTS	STATE AND FEDERAL PROJECTS	3,000.00	U
115590	SIR SPEEDY PRINTING #0245	PROGRAM PRINTING	CURRICULUM AND IMC	3,583.13	R
115411	SMART & FINAL	OPEN PO -	BOE/SUPERINTENDENT	500.00	U
115529	SMART & FINAL	OPEN ORDER/COOKING	CHILD DEVELOPMENT CENTER	50.00	CD
115532	SMART & FINAL	OPEN ORDER/COOKING	CHILD DEVELOPMENT CENTER	125.00	CD
115215	SOUTHWEST SCHOOL SUPPLY	CLASSROOM SUPPLIES	GRANT ELEMENTARY SCHOOL	100.00	U
115435	SOUTHWEST SCHOOL SUPPLY	INCREASE PO 110262	WEBSTER ELEMENTARY SCHOOL	82.69	R
115439	STAPLES BUSINESS ADVANTAGE	OPEN PO OFFICE SUPPLIES	BOE/SUPERINTENDENT	700.00	U
115484	STAPLES BUSINESS ADVANTAGE	INCREASE PO	WEBSTER ELEMENTARY SCHOOL	107.05	R
115409	STAPLES INC & SUBSIDIARIES INC	OPEN PO FOR OFFICE SUPPLIES	BOE/SUPERINTENDENT	771.75	U
115539	STAPLES INC & SUBSIDIARIES INC	PRINT SHOP SUPPLIES	PRINTING SERVICES	2,163.07	U
115366	STAPLES/P-U/VENICE/LINCOLN BL	Library Supplies	JOHN ADAMS MIDDLE SCHOOL	125.84	U
115525	STAPLES/P-U/VENICE/LINCOLN BL	OPEN ORDER/INSTRUCTIONAL	CHILD DEVELOPMENT CENTER	50.00	CD
115537	STAPLES/P-U/VENICE/LINCOLN BL	MEASURE R MAILING SUPPLIES	BUSINESS SERVICES	700.00	U
115551	STAPLES/P-U/VENICE/LINCOLN BL	OFFICE SUPPLIES	BUSINESS SERVICES	292.15	U
115569	STATE OF CALIFORNIA	ELEVATOR INSPECTION FEES	FACILITY MAINTENANCE	900.00	R
115226	SUPER DUPER PUBLICATIONS	CLASSROOM SUPPLIES	GRANT ELEMENTARY SCHOOL	300.00	U
115544	SYED INDUSTRIES	SPIRIT GEAR	SAMOH I STUDENT STORE	750.00	U
115579	TANOWITZ, SHAWN	VIDEO SERVICE STAIRWAY CONCERT	CURRICULUM AND IMC	4,500.00	R

SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT  
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DF-DEFERRED MAINTENANCE SM-STATE MODERNIZATION

PO NO.	VENDOR	DESCRIPTION	LOCATION	AMOUNT	
115524	TARGET STORES	OPEN ORDER/INSTRUCTIONAL	CHILD DEVELOPMENT CENTER	50.00	CD
115587	TARGET STORES	OPEN ORDER/INSTRUCTIONAL	CHILD DEVELOPMENT CENTER	200.00	CD
115464	TUMBLEWEED TRANSPORTATION	BUS TRANSPORTATION	SANTA MONICA HIGH SCHOOL	731.25	U
115030	U S BANK (GOVT CARD SERVICES)	REPLACEMENT FILTERS	FISCAL SERVICES	105.93	U
115295	U S BANK (GOVT CARD SERVICES)	Software	INFORMATION SERVICES	1,900.75	U
115381	U S BANK (GOVT CARD SERVICES)	OTHER OPERATING EXPENSES	BOE/SUPERINTENDENT	2,500.00	U
115463	UNIVERSAL ASPHALT CO. INC.	HEAD START REPAIRS	CHILD DEVELOPMENT CENTER	21,230.00	CD
114614	WORTHINGTON DIRECT INC	STOOLS FOR STEM LAB	WILL ROGERS ELEMENTARY SCHOOL	903.20	R
115591	YOUNG PS ACQUISITIONS LLC	TOOTH BRUSHES	CHILD DEVELOPMENT CENTER	121.45	CD
				** NEW PURCHASE ORDERS	312,574.00

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

115519	AT&T	CISCO EQUIPMENT UPGRADE	INFORMATION SERVICES	3,709.83	BB
115575	CCS PRESENTATION SYSTEMS	CLASSROOM TECHNOLOGY EQUIPMENT	SANTA MONICA HIGH SCHOOL	137,012.71	BB
115520	COMMERCIAL DOOR METAL SYSTEMS	FURNISH & INSTALL DOOR STRIKES	MUIR/SMASH	414.00	BB
115421	SAM,STUART	MILEAGE REIMBURSEMENT	BUSINESS SERVICES	2,000.00	BB
115568	SEHI COMPUTER PRODUCTS	OFFICE SUPPLIES	BUSINESS SERVICES	300.00	BB
115419	STATE OF CALIFORNIA	DSA CONST. COST AUGMENTATION	GRANT ELEMENTARY SCHOOL	519.87	BB
				** FACILITY IMPROVEMENTS: BONDS/STATE MODERNIZATON/NEW CONSTRUCTION/DEVELOPER FEES	280,969.12



TO: BOARD OF EDUCATION

ACTION/CONSENT

05/05/11

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

RE: ACCEPTANCE OF GIFTS – 2010/2011

RECOMMENDATION NO. A.08

It is recommended that the Board of Education accept, with gratitude, checks and gifts totaling \$84,941.96 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 2010-2011 income and appropriations by \$84,941.96 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](http://www.smmusd.org).

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

BOE Date: 05/05/11

Current Gifts and Donations 2010/2011

School/Site Account Number		Equity Fund 15% Contrib.	In-kind Value	Donor	Purpose
<b>JAMS</b> 01-90120-0-00000-00000-8699-011-0000	\$ 51.90 \$ 50.00 \$ 36.21 \$ 41.60	\$ - \$ - \$ 6.39 \$ -		Pinkberry, Inc. Randolph Holland Planet Aid, Inc. Pinkberry, Inc.	General Supplies and Materials General Supplies and Materials General Supplies and Materials General Supplies and Materials
<b>Adult Education</b> 11-90120-0-00000-00000-8699-090-0000					
<b>Alternative (SMASH)</b> 01-90120-0-00000-00000-8699-009-0000					
<b>Cabrillo</b> 01-90120-0-00000-00000-8699-017-0000	\$ 796.00 \$ 395.00 \$ 177.00 \$ 122.00	\$ - \$ - \$ - \$ -		Various Parents Various Parents Various Parents Various Parents	Field Trips Field Trips Field Trips Field Trips
<b>CDS</b> 12-90120-0-00000-00000-8699-070-0000					
<b>Edison</b> 01-90120-0-00000-00000-8699-001-0000	\$ 82.28	\$ 14.52		Planet Aid, Inc.	General Supplies and Materials
<b>Franklin</b> 01-90120-0-00000-00000-8699-002-0000					
<b>Grant</b> 01-90120-0-00000-00000-8699-003-0000					
<b>Lincoln</b> 01-90120-0-00000-00000-8699-012-0000	\$ 4,985.80 \$ 3,844.50 \$ 3,354.95 \$ 170.00 \$ 67.87	\$ 154.20 \$ 325.50 \$ 592.05 \$ 30.00 \$ 11.98		Various Parents Various Parents Lincoln ASB Behrouz Aframian Planet Aid, Inc.	General Supplies and Materials General Supplies and Materials General Supplies and Materials General Supplies and Materials General Supplies and Materials
<b>Malibu High School</b> 01-90120-0-00000-00000-8699-010-0000	\$ 4,250.00 \$ 4,150.00 \$ 1,000.00 \$ 637.50 \$ 470.00 \$ 73.95	\$ 750.00 \$ - \$ - \$ 112.50 \$ - \$ 13.05		Malibu High PTSA Malibu High PTSA MHS-Athletic Booster Club Exxon Mobil Corp. Various Planet Aid, Inc.	General Supplies and Materials General Supplies and Materials Salary, Coach General Supplies and Materials General Supplies and Materials General Supplies and Materials
<b>McKinley</b> 01-90120-0-00000-00000-8699-004-0000	\$ 2,286.00 \$ 998.00	\$ - \$ -		Various Various	General Supplies and Materials General Supplies and Materials
<b>Muir</b> 01-90120-0-00000-00000-8699-005-0000	\$ 175.00	\$ -		Various	Field Trip

BOE Date: 05/05/11

Current Gifts and Donations 2010/2011

School/Site Account Number	Gift Amount	Equity Fund 15% Contrib.	In-kind Value	Donor	Purpose
<b>Olympic HS</b> 01-90120-0-00000-00000-8699-014-0000					
<b>Rogers</b> 01-90120-0-00000-00000-8699-006-0000	\$ 1,780.00	\$ -		Various Parents	Field Trip
	\$ 26.90	\$ -		Macerich DBA Santa Monica Place	General Supplies and Materials
<b>Roosevelt</b> 01-90120-0-00000-00000-8699-007-0000					
<b>Samohi</b> 01-90120-0-00000-00000-8699-015-0000	\$ 435.00	\$ -		Various	General Supplies and Materials
<b>Barnum Hall</b> 01-91150-0-00000-00000-8699-015-0000					
<b>Pt. Dume Marine Science</b> 01-90120-0-00000-00000-8699-019-0000					
<b>Webster</b> 01-90120-0-00000-00000-8699-008-0000					
<b>Others:</b>					
<b>Superintendent's Office</b> 01-90120-0-00000-00000-8699-020-0000					
<b><u>Educational Services</u></b> 01-90120-0-00000-00000-8699-030-0000	\$ 27,270.04	\$ -		Various Music Parents	Other Operation Expenses/ Lease and Rental
	\$ 7,000.00	\$ -		Gail Dorin Music	Special Services, Classified
	\$ 5,739.00	\$ -		Foundation	General Supplies and Materials
	\$ 3,555.00	\$ -		Various Music Parents	General Supplies and Materials
	\$ 3,308.00	\$ -		Various Music Parents	General Supplies and Materials
	\$ 3,010.00	\$ -		Various Music Parents	Other Operation Expenses
	\$ 1,234.00	\$ -		Various Music Parents	General Supplies and Materials
	\$ 714.00	\$ -		Various Music Parents	General Supplies and Materials
	\$ 349.27	\$ -		Various Music Parents	General Supplies and Materials
	\$ 295.00	\$ -		Various Music Parents	General Supplies and Materials
<b><u>Student &amp; Family Services</u></b> 01-90120-0-00000-00000-8699-040-0000					
<b><u>Special Education</u></b> 01-90120-0-00000-00000-8699-044-0000					
<b><u>Information Services</u></b> 01-90120-0-00000-00000-8699-054-0000					
<b><u>Food and Nutrition Services</u></b> 01-90120-0-00000-00000-8699-057-0000					
<b><u>District</u></b> 01-90120-0-00000-00000-8699-090-0000					
<b>TOTAL</b>	<b>\$ 82,931.77</b>	<b>\$ 2,010.19</b>	<b>\$ -</b>		

BOE Date: 05/05/11

Current Gifts and Donations 2010/2011

School/Site Account Number	Y-T-D Adjusted Gift Total	Current Gift Amount	Equity Fund 15% Contrib.	Cumulative Gift Amount	Y-T-D In-Kind Value	Current In-Kind Value	Cumulative In-Kind Value
<b>JAMS</b> 01-90120-0-00000-00000-8699-011-0000	\$ 80,462.78	\$ 179.71	\$ 6.39	\$ 80,648.88			\$ -
<b>Adult Education</b> 11-90120-0-00000-00000-8699-090-0000				\$ -			\$ -
<b>Alternative (SMASH)</b> 01-90120-0-00000-00000-8699-009-0000				\$ -			\$ -
<b>Cabrillo</b> 01-90120-0-00000-00000-8699-017-0000	\$ 5,889.54	\$ 1,490.00	\$ -	\$ 7,379.54			\$ -
<b>CDS</b> 12-90120-0-00000-00000-8699-070-0000				\$ -	\$ 33,799.87		\$ 33,799.87
<b>Edison</b> 01-90120-0-00000-00000-8699-001-0000	\$ 5,912.81	\$ 82.28	\$ 14.52	\$ 6,009.61	\$ 1,250.00		\$ 1,250.00
<b>Franklin</b> 01-90120-0-00000-00000-8699-002-0000	\$ 3,165.67			\$ 3,165.67			\$ -
<b>Grant</b> 01-90120-0-00000-00000-8699-003-0000				\$ -			\$ -
<b>Lincoln</b> 01-90120-0-00000-00000-8699-012-0000	\$ 88,599.15	\$ 12,423.12	\$ 1,113.73	\$ 102,136.00			\$ -
<b>Malibu High School</b> 01-90120-0-00000-00000-8699-010-0000 <i>Malibu Shark Fund - Resource #90141</i>	\$ 37,742.68	\$ 10,581.45	\$ 875.55	\$ 49,199.68			\$ -
<b>McKinley</b> 01-90120-0-00000-00000-8699-004-0000	\$ 17,861.20	\$ 3,284.00	\$ -	\$ 21,145.20			\$ -
<b>Muir</b> 01-90120-0-00000-00000-8699-005-0000	\$ 9,982.69	\$ 175.00	\$ -	\$ 10,157.69			\$ -
<b>Olympic HS</b> 01-90120-0-00000-00000-8699-014-0000	\$ 575.00			\$ 575.00			\$ -
<b>Rogers</b> 01-90120-0-00000-00000-8699-006-0000	\$ 21,551.02	\$ 1,806.90	\$ -	\$ 23,357.92			\$ -
<b>Roosevelt</b> 01-90120-0-00000-00000-8699-007-0000	\$ 551.70			\$ 551.70			\$ -
<b>Samohi</b> 01-90120-0-00000-00000-8699-015-0000	\$ 18,542.04	\$ 435.00	\$ -	\$ 18,977.04			\$ -
<b>Pt. Dume Marine Science</b> 01-90120-0-00000-00000-8699-019-0000				\$ -			\$ -
<b>Webster</b> 01-90120-0-00000-00000-8699-008-0000				\$ -			\$ -

BOE Date: 05/05/11

Current Gifts and Donations 2010/2011

School/Site Account Number	Y-T-D Adjusted Gift Total	Current Gift Amount	Equity Fund 15% Contrib.	Cumulative Gift Amount	Y-T-D In-Kind Value	Current In-Kind Value	Cumulative In-Kind Value
<b>ALL OTHER LOCATIONS:</b>							
<b>Superintendent's Office</b> 01-90120-0-00000-00000-8699-020-0000				\$ -			\$ -
<b>Educational Services</b> 01-90120-0-00000-00000-8699-030-0000	\$ 21,577.25	\$ 52,474.31		\$ 74,051.56	\$ 7,039.50		\$ 7,039.50
<b>Student and Family Support Services</b> 01-90120-0-00000-00000-8699-041-0000				\$ -			\$ -
<b>Special Education</b> 01-90120-0-00000-00000-8699-044-0000				\$ -			\$ -
<b>Information Services</b> 01-90120-0-00000-00000-8699-054-0000				\$ -			\$ -
<b>District</b> 01-90120-00000-0-00000-8699-090-0000				\$ -			\$ -
<b>Food &amp; Nutrition Services</b> 01-90120-0-00000-00000-8699-070-0000				\$ -			\$ -
<b>TOTAL GIFTS</b>	<b>\$ 312,413.53</b>	<b>\$ 82,931.77</b>	<b>\$ 2,010.19</b>	<b>\$ 397,355.49</b>	<b>\$ 42,089.37</b>	<b>\$ -</b>	<b>\$ 42,089.37</b>
<b>Total Cash Gifts for District:</b>		<b>\$ 82,931.77</b>	<b>Total Equity Fund 15% Contribs. \$ 2,010.19</b>		<b>Total In-Kind Gifts:</b>	<b>\$ -</b>	



TO: BOARD OF EDUCATION

ACTION/CONSENT

05/05/11

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

RE: APPROVAL TO USE US COMMUNITIES CONTRACT #08-04026 FOR THE  
PURCHASE OF SCIENCE SUPPLIES BY FISHER SCIENTIFIC

RECOMMENDATION NO. A.09

It is recommended that the Board of Education approve the use of contract #08-04026, Science Supplies from Fisher Scientific for the purchase of science equipment and supplies district wide.

COMMENTS: Fisher Science Education is one of the largest science equipment and lab suppliers in the country. Ed Code allows for districts to “piggy back” off of existing contracts when contract language specifically states that other districts and government agencies can utilize the contract. By utilizing the contract, the district will realize the following discounts.

31.0% off catalog price  
0.5% on-line ordering discount

School sites order science equipment and supplies during the year from catalogs, with vendors supplying various discounts. The annual Science Supply bid is up for renewal this year. By using the US Communities contract, it will allow the district to purchase supplies at a much reduced price both before and after the annual contracts are completed with other district suppliers. Additional discounts maybe given for large orders through the contracts department.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:



TO: BOARD OF EDUCATION

ACTION/CONSENT

05/05/11

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

RE: ADOPT EMERGENCY RESOLUTION NO 10-38 - FOR ARB INC. FOR GAS  
LINE REPAIRS AT WEBSTER ELEMENTARY SCHOOL

RECOMMENDATION NO. A.10

It is recommended that the Board of Education approve an Emergency Resolution, without advertising, to ARB, Inc. for gas line emergency repairs at Webster Elementary School in an amount not to exceed \$100,000.

Funding Information

Budgeted: Yes

Fund: 14

Source: Deferred Maintenance

Account Number: 14-00000-0-00000-811100-5640-060-2600

Description: Building Improvement

COMMENT: This project will authorize ARB Inc. to repair damaged underground gas lines at the Webster Elementary School immediately.

During the spring break recess a gas leak was detected at the Webster site. The Gas Company shut down service at the Webster campus while performing routine repairs on their side of the meter. After their work was completed, and a pressure test completed, it was discovered that a gas leak existed on the campus. The exact location is still to be identified. All gas to the site has been disconnected, electric heaters will be placed in each room on the campus should heating be required. Food Services began to bring in hot food by utilizing hot food delivery carts from the Malibu High School campus.

A payment bond and all other construction documents will be furnished for this project. Los Angeles County Department of Education has approved this project as an Emergency Project and will require unanimous approval by resolution which follows.

Duration of the project is 2-3 weeks.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

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

**EMERGENCY RESOLUTION NO. 10-38 FOR AWARDING  
“Gas line repair Webster Elementary school”, WITHOUT ADVERTISING.**

Action taken by the members of the Board of Education of the Santa Monica-Malibu Unified School District at a regular meeting held May 5, 2011.

Action taken by the members of the Board of Education of the Santa Monica-Malibu Unified School District at a regular meeting held May 5, 2011.

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

This project will address the damage to the underground gas lines that are currently leaking. The site has no gas at this time for heating and cooking. Portable electric heaters have been purchased in the interim at a high cost of fuel, to provide heat to classrooms on the colder mornings. All gas cooking and food preparation has ceased in the cafeteria. The total scope of work will be determined after the contractor has completed inspection of the facility. It is anticipated that the cost will not be over \$100,000 and can be completed in two-three weeks if the method of either sealing the pipes from the inside or sleeving the pipes and seals will work. Work can be completed with the trenching causing no disruption to the facility, and would allow the district to return to the more efficient gas heat. Should the issues be deemed more involved than originally anticipated, with engineering and DSA review is required, the project will be taken through proper bidding procedures.

This emergency procedure will enable the District to correct this condition by June 2011 (2-3 weeks from award of contract) at Webster Elementary School.

The estimated cost of this job is \$100,000.

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

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

Adopted this 5th day of May 2011

\_\_\_\_\_  
President

\_\_\_\_\_  
Vice President

\_\_\_\_\_  
Board Member

\_\_\_\_\_  
Board Member

\_\_\_\_\_  
Board Member

\_\_\_\_\_  
Board Member

\_\_\_\_\_  
Board Member

TO: BOARD OF EDUCATION

ACTION/CONSENT

05/05/11

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

RE: AWARD OF CONTRACT TO AT&T FOR BID #10.41 – DISTANCE LEARNING  
EQUIPMENT AND INSTALLATION

RECOMMENDATION NO. A.11

It is recommended that the Board of Education award Bid #10.41 to AT&T for the purchase of distance learning equipment in an amount not to exceed \$107,942.04.

Funding Information

Budgeted: Yes

Fund: 01

Source: ARRA State Fiscal Stability Fund

Account Number: 01-32000-0-11100-10000-6400-035-1300

COMMENTS: District staff has been researching technology upgrades and enhancements to meet various district needs over the past several years. The Measure BB bond program has provided many technology upgrades both in the classroom and as infrastructure for a robust network which provides a backbone to support various applications as needs are identified. With the implementation of a Cisco Telepresence solution, the various District needs listed below will be addressed.

**Teaching between Santa Monica and Malibu High School Sites**

Background: Currently, classes can not be offered at various campuses due to low attendance or interest in the class/subject matter.

Application: The need for several High School students to hear the teacher lecture and hear comments from students in classroom. The need for the High School students to participate in classroom discussions and for the students and teacher to hear the comments in the other location.

**Teaching between Sites – College, High School Classes**

Background: High School Students are taking SMC classes and need to drive to the college to attend classes.

Application: The need for several High School students to hear the college teacher lecture and hear comments from students in classroom. The need for the High School students to participate in classroom discussions and for the college students and teacher to hear the comments.

**Management Meetings**

Background: Currently the management team meets in Santa Monica at various locations. Individuals working/living in Malibu must drive to these meetings.

Application: Provide access between Malibu and Santa Monica for Management Meetings

Environment: Malibu Administration staff would be able to attend meetings by gathering at Malibu High School. Santa Monica Administration staff would be able to attend Malibu meetings by gathering at either the District office or Santa Monica High School. Each school site has a minimum of one Principal and one Asst Principal who would attend meetings (Approx. 40-50 administrative staff total).

### **Staff/Administration Meetings**

Background: Currently Administrators drive between Malibu and Santa Monica for various meetings, comprised of one-on-one or several people from a department depending on topic. Meeting duration could be ½ hr to 1 hour or more, with a minimum of 1.5 hrs spent in travel time.

Application: The need for one speaker to speak to another in an off-site location, or several individuals speaking to one or more speakers at another location.

Bids were sent to contractors. Only one supplier provided a proposal. Due to the uniqueness of the equipment and certification requirement for this type of installation, only a few suppliers are able to bid this type of equipment. District staff has reviewed the bid submittal along with the District's technology consultant, and have determined that the bid is under budget, and provides for all requested equipment and training necessary to implement the project.

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

TO: BOARD OF EDUCATION

ACTION/CONSENT

05/05/11

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

RE: ACKNOWLEDGE CHANGE OF COMPANY NAME FROM PBS&J TO ATKINS  
COMPANY – MEASURE BB

RECOMMENDATION NO. A.12

It is recommended that the Board of Education acknowledge a company name change of a current consultant from PBS&J to Atkins North America, Inc.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:



TO: BOARD OF EDUCATION

ACTION/CONSENT

05/05/11

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

RE: AWARD GENERAL SERVICES ADMINISTRATION CONTRACT TO SIMPLEX –  
LINCOLN MIDDLE SCHOOL MODERNIZATION OF BUILDING E (PACKAGE  
1B) PROJECT – MEASURE BB

RECOMMENDATION NO. A.13

It is recommended that the Board of Education award the Federal GSA contract to Simplex Grinnell, to purchase fire and security equipment and appropriate services specified under contract #GS-07-0396M as applicable to Lincoln Middle School – Modernization of Building E (Package 1B) Project, Bid #10.33.BB-03-113031, in the amount of \$94,804.72.

Funding Information

Budgeted: Yes  
Fund: 82  
Source: Building Fund  
Account Number: 82-00000-0-00000-85000-6200-012-2600  
Description: Construction Services  
DSA #: 03-113031

COMMENT: The Board of Education previously approved on 10/21/10 the GSA contract which allows for fire alarm, security, and emergency disaster equipment purchases and all services necessary to install the equipment from design to start-up, including maintenance and training at the lowest offered pricing. The Los Angeles County Department of Education allows Districts to “piggy back” off of the GSA contracts with no restrictions other than standard Public Works contracting requirements.

Lincoln Middle School – Modernization of Building E (Package 1B) Project will contract with Simplex Grinnell through this piggy back contract.

Bid opening for Bid #10.33.BB-03-113031 was held on March 8, 2011 and team reviewed the bid from Simplex Grinnell. It was determined by staff that the project scope is as intended by the bid documents.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:



TO: BOARD OF EDUCATION

ACTION/CONSENT

05/05/11

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

RE: CONTRACT AMENDMENT #17 FOR INCREASED ARCHITECTURAL  
SERVICES – DALY GENIK/IBI – MEASURE BB

RECOMMENDATION NO. A.14

It is recommended that the Board of Education approve Contract Amendment #17 with Daly Genik/ IBI to provide architectural and engineering services for Storm Water Pollution Protection Plan at Edison Language Academy, in an amount not to exceed \$10,000, for a total contract amount of \$3,923,355.

Funding Information

Budgeted: Yes

Fund: 81

Source: Building Fund

Account Number: 81-00000-0-00000-85000-5802-001-2600

Description: Consultant Services

COMMENTS: All projects that disturb one or more acres of soil or disturb less than one acre but are part of a larger common plan of development that in total disturbs one or more acres, are required to obtain coverage under the General Permit for Discharges of Storm Water Associated with Construction Activity. The General Permit requires the development and implementation of a Storm Water Pollution Prevention Plan (SWPPP) and filing of an NOI (Notice of Intent). The SWPPP and NOI have to be submitted and approved prior to start of construction site activities.

This Contract Amendment #17, for \$10,000, is for the additional engineering services to develop and complete the required SWPPP and NOI for the new Edison Language Academy Project. The revised contract total will be \$3,923,355.

The scope of work for the civil engineering team includes the following:

- Be the designated Qualified SWPPP Developer
- Complete the Notice of Intent (NOI)
- Perform the Project Risk Level Determination.
- Prepare a Site Map, including construction site boundaries, discharge location, site drainage areas, areas of soil disturbance, sampling locations, location of all erosion control BMPs, location of all post construction BMPs, and location of contractor fueling, storage, and wash down areas.
- Prepare Storm Water Pollution Prevention Plan (SWPPP) manual
- Assist District in submitting and filing all the required documents via the new online system

*(Continued on next page)*

ORIGINAL CONTRACT AMOUNT (Prog./Schem.Design)	\$ 536,695
CONTRACT AMENDMENT #1 (Revised Schematic)	78,000
CONTRACT AMENDMENT #2 (DD/CD/CA)(rev.)	2,876,732
CONTRACT AMENDMENT #3 (Dist. Stand. Specs)	40,000
CONTRACT AMENDMENT #4 (Library Study)	7,750
CONTRACT AMENDMENT #5 (2 Add'l Designs)(rev.)	94,800
CONTRACT AMENDMENT #6 (Fire Protection Design)	25,025
CONTRACT AMENDMENT #7 (Design revisions)	64,700
CONTRACT AMENDMENT #8 (Rev.-Pre-school, canopy)	74,000
CONTRACT AMENDMENT #9 (Dist. Std. Specs, Design Stds.)	29,400
CONTRACT AMENDMENT #10 (Dist. Std. Specs, Design Stds.)	18,800
CONTRACT AMENDMENT #11 (Rev.Cafeteria, Stage.)	5,850
CONTRACT AMENDMENT #12 (General Conditions)	13,200
CONTRACT AMENDMENT #13 (Design revisions)	26,500
CONTRACT AMENDMENT #14 (District Standard Specs – Multiple Prime)	4,800
CONTRACT AMENDMENT #15 (Edison, Relocatable Electrical, Recess Play Area)	4,570
CONTRACT AMENDMENT #16 (Edison, City Street Lighting)	12,533
CONTRACT AMENDMENT #17 (Edison, SWPPP Plan)	10,000
<b>TOTAL CONTRACT AMOUNT</b>	<b>\$3,923,355</b>

A Friday memorandum on this item was provided on 04/08/11.

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

TO: BOARD OF EDUCATION

ACTION/CONSENT

05/05/11

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

RE: CONTRACT AMENDMENT #25 FOR ADDITIONAL ARCHITECTURAL SERVICES FOR SWPPP – JOHN ADAMS MIDDLE SCHOOL – REPLACEMENT OF CLASSROOM BUILDINGS E, F, & G, NEW ADMINISTRATION, MODERNIZATION AND SITE IMPROVEMENTS – OSBORN ARCHITECTS – MEASURE BB

#### RECOMMENDATION NO. A.15

It is recommended that the Board of Education approve Contract Amendment #25 with Osborn Architects to provide additional architectural and engineering services for the Storm Water Pollution Protection Plan at the John Adams Middle School - Replacement of Classroom Buildings E, F & G, New Administration, Modernization and Site Improvements Project (Package 2B), in an amount of \$6,500 for a total contract amount of \$2,641,420.

#### Funding Information

Budgeted: Yes

Fund: 82

Source: State School Building Fund

Account Number: 82-00000-0-00000-85000-5802-011-2600

Description: Consultant Services

COMMENTS: All projects that disturb one or more acres of soil or disturb less than one acre but are part of a larger common plan of development that in total disturbs one or more acres, are required to obtain coverage under the General Permit for Discharges of Storm Water Associated with Construction Activity. The General Permit requires the development and implementation of a Storm Water Pollution Prevention Plan (SWPPP) and filing of an NOI (Notice of Intent). The SWPPP and NOI have to be submitted and approved prior to start of construction site activities.

This Contract Amendment #25, for \$6,500, is for the additional engineering services to develop and complete the required SWPPP and NOI for the John Adams Middle School - Replacement of Classroom Buildings E, F & G, New Administration, Modernization and Site Improvements Project (Package 2B). The revised contract total will be \$2,641,420.

The scope of work for the civil engineering team includes the following:

- Be the designated Qualified SWPPP Developer
- Complete the Notice of Intent (NOI)
- Perform the Project Risk Level Determination.
- Prepare a Site Map, including construction site boundaries, discharge location, site drainage areas, areas of soil disturbance, sampling locations, location of all erosion control BMPs, location of all post construction BMPs, and location of contractor fueling, storage, and wash down areas.
- Prepare Storm Water Pollution Prevention Plan (SWPPP) manual
- Assist District in submitting and filing all the required documents via the new online system

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)	3,124
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
CONTRACT AMENDMENT #22 (Adams remedial work at ramps)	10,750
CONTRACT AMENDMENT #23 (Adams additional reimbursable allowance)	20,000
CONTRACT AMENDMENT #24 (Adams technology revisions)	1,830
CONTRACT AMENDMENT #25 (Adams SWPPP)	6,500
<b>TOTAL CONTRACT AMOUNT</b>	<b>\$2,641,420</b>

A Friday memorandum on this subject was provided on 04/08/11.

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

TO: BOARD OF EDUCATION

ACTION/CONSENT

05/05/11

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

RE: RATIFY AWARD OF BID #10.38.BB-03-112541 – POINT DUME ELEMENTARY  
TRENCHLESS GAS LINE PROJECT – JENN/MATT, INC. – MEASURE BB

RECOMMENDATION NO. A.16

It is recommended that the Board of Education ratify the award of Bid #10.38.BB-03-112541, Point Dume Elementary – Trenchless Gas Line Project, to Jenn/Matt, Inc., the lowest responsive responsible bidder, in the amount of \$49,434.00

Funding Information

Budgeted: Yes  
Fund: 21  
Source: Building Fund  
Account Number: 21-00000-0-00000-85000-6200-019-2600  
Description: Construction Services  
DSA #: 03-112541

COMMENTS: On December 9, 2010, the Board of Education approved Resolution No. 10-15 to enact informal bidding procedures under the Uniform Public Construction Cost Accounting Act. The Pt. Dume Trenchless Gas Line project bid #10.38.BB-03-112541 was bid under these enacted guidelines.

The project job walk was held on March 17, 2011. Pre-Qualifications were received from two (2) contractors on March 21, 2011, of which two (2) were qualified to bid. Two (2) submitted bids on March 31, 2011, as follows:

ARB	\$67,732.00
<b>Jenn/Matt Inc.</b>	<b>\$49,434.00 (recommended)</b>

An apparent low bidder meeting was held on April 5th with Jenn/Matt Inc. to review their bid and confirm scope. It was determined by staff that the project scope is as intended at the job walk and that all prevailing labor rates will be adhered to. To ensure that the work proceeds during spring break, a Notice to Proceed was issued to Jenn/Matt Inc. on April 8, 2011.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:



TO: BOARD OF EDUCATION

ACTION/CONSENT

05/05/11

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

RE: AWARD OF BID #10.35.BB-03-112541 – POINT DUME ELEMENTARY SCHOOL  
GAS AND FURNACE REPLACEMENT PROJECT– LOWEST RESPONSIVE  
RESPONSIBLE BIDDER – MEASURE BB

RECOMMENDATION NO. A.17

It is recommended that the Board of Education award Bid #10.35.BB-03-112541, Point Dume Elementary School-Gas and Furnace Project, to the lowest responsive responsible bidder, in an amount of \$392,000.00.

Funding Information

Budgeted: Yes  
Fund: 21  
Source: Building Fund  
Account Number: 21-00000-0-00000-85000-6200-017-2600  
Description: Construction Services  
DSA #: 03-112541

COMMENTS: The bidding opportunity for the Point Dume Elementary School Safety project was advertised in the Santa Monica Daily Breeze on 2/16/2011 & 2/23/2011. Bid solicitations were published in The Bluebook of Construction and Reed Construction Data. Direct invitations were solicited to multiple local and non-local contractors. Twenty One (21) contractors attended the mandatory job walks held on March 1 and March 3, 2011. Pre-Qualifications were received from eight (8) contractors of which eight (8) were qualified to bid. Four (4) submitted bids and four (4) were responsive as follows:

<b>Bon Air, Inc.</b>	<b>\$422,000.00 (Recommended)</b>
C&P Plumbing	\$996,000.00 (4 <sup>th</sup> lowest)
Hickman Mechanical	\$639,600.00 (3 <sup>rd</sup> lowest)
Jenn/Matt, Inc.	\$567,140.00 (2 <sup>nd</sup> lowest)

A post bid interview was held with the next lowest responsive bidder, Bon Air, Inc., to review their bid and the scope of the project. It was determined that the project scope is as intended at the job walk and that all prevailing labor rates will be adhered to.

It is recommended that Bon Air, Inc. being found to be the lowest responsive responsible bidder be awarded the contract in an amount not to exceed \$392,000.00. Alternate amount of \$30,000.00 will not be accepted under this contract. Contract duration from NTP is 270 calendar days.

<u>ORIGINAL CONTRACT AMOUNT (Award of Bid #10.35.BB)</u>	<u>\$392,000.00</u>
TOTAL CONTRACT AMOUNT	\$392,000.00

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:



TO: BOARD OF EDUCATION

ACTION/CONSENT

05/05/11

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

RE: CONTRACT AMENDMENT #1 FOR TESTING AND SPECIAL INSPECTION  
SERVICES – MALIBU HIGH SCHOOL, SOIL REMEDIATION PROJECT TO  
BTC LABS – VERTICAL FIVE – MEASURE BB

RECOMMENDATION NO. A.18

It is recommended that the Board of Education approve Contract Amendment No. 1 for Testing and Special Inspection Services to BTC LABS – Vertical Five for the Malibu High School Soil Remediation Project in the amount of \$5,910 for a total Contract amount of \$9,099.

Funding Information

Budgeted: Yes  
Fund: 21  
Source: State School Building Fund  
Account Number: 21-00000-0-00000-85000-5802-010-2600  
Project: Malibu High School, Soil Remediation Project  
Budget Category: Testing and Inspection/Materials Lab

Comments: The Soil Remediation Project at Malibu High School will require the export of approximately 1,200 cubic yards of soil. It will also require that clean replacement soil be brought into the site. That replacement soil must be placed and properly compacted to a minimum amount to prevent settling of the soil over time and excessive erosion.

This contract amendment is for BTC Labs – Vertical Five to provide the soil compaction testing needed to insure the work is done properly by the contractor.

The total cost of this contract amendment is \$5,910 for a total Contract amount of \$9,099. This cost was anticipated in the budget.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:



TO: BOARD OF EDUCATION

ACTION/CONSENT

05/05/11

FROM: TIM CUNEO / DEBRA MOORE WASHINGTON

RE: CERTIFICATED PERSONNEL – Elections, Separations

RECOMMENDATION NO. A.19

Unless otherwise noted, all items are included in the 2010/2011 approved budget.

**ADDITIONAL ASSIGNMENTS**

**JOHN ADAMS MIDDLE SCHOOL**

Bautista, Claudia	5.93 hrs @ \$40.46	2/18/11-4/30/11	<u>Est Hrly/\$240</u>
TOTAL ESTABLISHED HOURLY			\$240

Comment: Immersion Coach Planning and Follow-up  
01-Gifts – Equity Fund

**CHILD DEVELOPMENT SERVICES**

Castellon, Emma	64 hrs @ \$24.94	4/11/11-4/22/11	Own Hrly/\$1,596
Chaheme, Yessenia	64 hrs @ \$31.28	4/11/11-4/22/11	Own Hrly/\$2,002
Douglas, Jennifer	64 hrs @ \$33.33	4/11/11-4/22/11	Own Hrly/\$2,133
Langley, Zoe	64 hrs @ \$23.63	4/11/11-4/22/11	Own Hrly/\$1,512
Mercier, Alisha	64 hrs @ \$29.13	4/11/11-4/22/11	Own Hrly/\$1,864
Yadegari, Sholeh	64 hrs @ \$25.78	4/11/11-4/22/11	<u>Own Hrly/\$1,650</u>
TOTAL OWN HOURLY			\$10,757

Comment: Spring Break Assignment  
12-Unrestricted Resource

Enriquez, Maria	64 hrs @ \$29.49	4/11/11-4/22/11	Own Hrly/\$1,887
Gluck, Heidi	64 hrs @ \$34.40	4/11/11-4/22/11	Own Hrly/\$2,202
Martinez, Emelita	64 hrs @ \$35.52	4/11/11-4/22/11	Own Hrly/\$2,273
Olliff, Elizabeth	64 hrs @ \$29.49	4/11/11-4/22/11	Own Hrly/\$1,887
Proctor, Valerii	64 hrs @ \$27.33	4/11/11-4/22/11	Own Hrly/\$1,749
Rodriguez, Melinda	64 hrs @ \$25.78	4/11/11-4/22/11	Own Hrly/\$1,650
Romo, Patricia	64 hrs @ \$29.49	4/11/11-4/22/11	Own Hrly/\$1,887
Rosas-Lopez, Cecelia	64 hrs @ \$25.78	4/11/11-4/22/11	<u>Own Hrly/\$1,650</u>
TOTAL OWN HOURLY			\$15,185

Comment: Spring Break Assignment  
12-CSPP - 44%  
12-Head Start – Basic -56%

Jaye, Susan	16 hrs @ \$35.84	4/11/11-4/22/11	Own Hrly/\$ 573
Justis, Vicki	16 hrs @ \$38.33	4/11/11-4/22/11	<u>Own Hrly/\$ 613</u>
TOTAL OWN HOURLY			\$1,186

Comment: Spring Break Assignment – Lead Teacher  
12-Unrestricted Resource

Johnson, Miyah	\$23.77, as needed	9/3/10-6/22/11	<u>Own Hrly/\$----</u>
TOTAL OWN HOURLY			\$----

Comment: Long-term Substitute Teacher  
12-L.A. Universal Preschool -50%  
12-CSPP -50%

**EDISON ELEMENTARY SCHOOL**

Dewar, Ruth	176 hrs @ \$40.46	1/1/11-6/22/11	<u>Est Hrly/\$7,121</u>
TOTAL ESTABLISHED HOURLY			\$7,121

Comment: Special Education Mentor Support  
01-Special Education

EDUCATIONAL SERVICES

Jason, Justin 9 hrs @\$40.46

3/22/11-3/23/11

Est Hrly/\$364

TOTAL ESTABLISHED HOURLY

\$364

Comment: Grading District Writing Assessments  
01-Unrestricted Resource

Barba-Castro, Graciela 6.5 hrs @\$40.46

3/10/11-5/31/11

Est Hrly/\$263

Hwang, Eugenie 6.5 hrs @\$40.46

3/10/11-5/31/11

Est Hrly/\$263

Kooy, Tracy 6.5 hrs @\$40.46

3/10/11-5/31/11

Est Hrly/\$263

Sherman, Laura 6.5 hrs @\$40.46

3/10/11-5/31/11

Est Hrly/\$263

Ware, Andrea 6.5 hrs @\$40.46

3/10/11-5/31/11

Est Hrly/\$263

Wold, Jayme 6.5 hrs @\$40.46

3/10/11-5/31/11

Est Hrly/\$263

TOTAL ESTABLISHED HOURLY

\$1,578

Comment: Academic Conference Planning  
01-RGK Foundation

Alexander, Lorie 1 hr @\$40.46

4/1/11-4/30/11

Est Hrly/\$40

Boone, Brooke 1 hr @\$40.46

4/1/11-4/30/11

Est Hrly/\$40

Chang, Carol 1 hr @\$40.46

4/1/11-4/30/11

Est Hrly/\$40

Chenik, Mara 1 hr @\$40.46

4/1/11-4/30/11

Est Hrly/\$40

DeGregorio, Dana 1 hr @\$40.46

4/1/11-4/30/11

Est Hrly/\$40

Donohoe, Kitty 1 hr @\$40.46

4/1/11-4/30/11

Est Hrly/\$40

Garcia, Veronica 1 hr @\$40.46

4/1/11-4/30/11

Est Hrly/\$40

Gooden, Akiko 1 hr @\$40.46

4/1/11-4/30/11

Est Hrly/\$40

Handelman, Catherine 1 hr @\$40.46

4/1/11-4/30/11

Est Hrly/\$40

Jauregui, Marissa 1 hr @\$40.46

4/1/11-4/30/11

Est Hrly/\$40

King, Brandy 1 hr @\$40.46

4/1/11-4/30/11

Est Hrly/\$40

Levin, Debra 1 hr @\$40.46

4/1/11-4/30/11

Est Hrly/\$40

Levy, Amy 1 hr @\$40.46

4/1/11-4/30/11

Est Hrly/\$40

Light, Lindsay 1 hr @\$40.46

4/1/11-4/30/11

Est Hrly/\$40

Lynch, Jennifer 1 hr @\$40.46

4/1/11-4/30/11

Est Hrly/\$40

Madnick, Sarah 1 hr @\$40.46

4/1/11-4/30/11

Est Hrly/\$40

Mendelson, Karen 1 hr @\$40.46

4/1/11-4/30/11

Est Hrly/\$40

Mulkern, Nicole 1 hr @\$40.46

4/1/11-4/30/11

Est Hrly/\$40

Nitti, Anna 1 hr @\$40.46

4/1/11-4/30/11

Est Hrly/\$40

Ostrom, Michael 1 hr @\$40.46

4/1/11-4/30/11

Est Hrly/\$40

Pirri, Stephanie 1 hr @\$40.46

4/1/11-4/30/11

Est Hrly/\$40

Reifman, Steve 1 hr @\$40.46

4/1/11-4/30/11

Est Hrly/\$40

Reilly, Maureen 1 hr @\$40.46

4/1/11-4/30/11

Est Hrly/\$40

Schneider, Rhonda 1 hr @\$40.46

4/1/11-4/30/11

Est Hrly/\$40

Scholder, Holly 1 hr @\$40.46

4/1/11-4/30/11

Est Hrly/\$40

Simmons, Martha 1 hr @\$40.46

4/1/11-4/30/11

Est Hrly/\$40

Snow, Angela 1 hr @\$40.46

4/1/11-4/30/11

Est Hrly/\$40

Whitley, Ann 1 hr @\$40.46

4/1/11-4/30/11

Est Hrly/\$40

Whittaker, Elizabeth 1 hr @\$40.46

4/1/11-4/30/11

Est Hrly/\$40

TOTAL ESTABLISHED HOURLY

\$1,160

Comment: Lesson Link Planning  
01-RGK Foundation

Torres, Guadalupe 15 hrs @\$40.46

2/15/11-6/22/11

Est Hrly/\$607

TOTAL ESTABLISHED HOURLY

\$607

Comment: ELD Curriculum Development  
01-ESEA: Title III LEP

Vlasic, Emily 1.5 hrs @\$40.46

3/31/11

Est Hrly/\$61

Wetmore, Elayne 1.5 hrs @\$40.46

3/31/11

Est Hrly/\$61

Zagor, Maura 1.5 hrs @\$40.46

3/31/11

Est Hrly/\$61

TOTAL ESTABLISHED HOURLY

\$183

Comment: Professional Development for Reading Teachers  
01-IASA: Title II Teacher Quality

LINCOLN MIDDLE SCHOOL

Palumbus Debeeche, Beth 2 hrs @\$40.46  
 Preuss, Jennifer 2 hrs @\$40.46

3/16/11 Est Hrly/\$81  
 3/16/11 Est Hrly/\$81  
 TOTAL ESTABLISHED HOURLY \$162

Comment: 5<sup>th</sup>-6<sup>th</sup> Grade Transition Presentation  
 01-Gifts – Equity Fund

MEASURE BB

Cerrato, Wendy 3 hrs @\$25.89  
 Gonzalez, Yolanda 3 hrs @\$29.49

3/11/11 Own Hrly/\$78  
 3/11/11 Own Hrly/\$88  
 TOTAL OWN HOURLY \$166

Comment: Preparing for Classroom Move/CDS  
 01-Unrestricted Resource

MCKINLEY ELEMENTARY SCHOOL

Cervantes, Hayde 10 hrs @\$40.46  
 Langsdale, Jennifer 10 hrs @\$40.46

2/1/11-6/22/11 Est Hrly/\$405  
 2/1/11-6/22/11 Est Hrly/\$405  
 TOTAL ESTABLISHED HOURLY \$810

Comment: Family Forums  
 01-IASA: Title I Basic-LW inc/Neg

MUIR ELEMENTARY SCHOOL

Ramirez, Joseph 50 hrs @\$40.46  
 Wheeler, Daniel 50 hrs @\$40.46

2/7/11-6/13/11 Est Hrly/\$2,023  
 2/7/11-6/13/11 Est Hrly/\$2,023  
 TOTAL ESTABLISHED HOURLY \$4,046

Comment: Homework Club  
 01- IASA: Title I Basic-LW inc/Neg

OLYMPIC HIGH SCHOOL

McGregory, Cynthia 8 hrs @\$40.46

3/5/11-6/22/11 Est Hrly/\$324  
 TOTAL ESTABLISHED HOURLY \$324

Comment: Saturday School  
 01-Unrestricted Resource

ROGERS ELEMENTARY SCHOOL

Estrada, Tiffany 15 hrs @\$40.46  
 Liu, Lena 15 hrs @\$40.46  
 Vasquez, Martha 15 hrs @\$40.46

4/11/11-4/15/11 Est Hrly/\$607  
 4/11/11-4/15/11 Est Hrly/\$607  
 4/11/11-4/15/11 Est Hrly/\$607  
 TOTAL ESTABLISHED HOURLY \$1,821

Comment: Intervention Class  
 01-Title I ARRA

ROOSEVELT ELEMENTARY SCHOOL

Alexander, Lorie 32 hrs @\$40.46  
 Chang, Carol 32 hrs @\$40.46  
 Chenik, Mara 32 hrs @\$40.46  
 Madnick, Sara 64 hrs @\$40.46  
 Nitti, Anna 32 hrs @\$40.46  
 Snow, Angela 32 hrs @\$40.46  
 Wechselberger, Amy 32 hrs @\$40.46

3/5/11-5/30/11 Est Hrly/\$1,295  
 3/5/11-5/30/11 Est Hrly/\$1,295  
 3/5/11-5/30/11 Est Hrly/\$1,295  
 3/5/11-5/30/11 Est Hrly/\$2,589  
 3/5/11-5/30/11 Est Hrly/\$1,295  
 3/5/11-5/30/11 Est Hrly/\$1,295  
 3/5/11-5/30/11 Est Hrly/\$1,295  
 TOTAL ESTABLISHED HOURLY \$10,359

Comment: Intervention Classes  
 01-Gifts – Equity Fund

**SANTA MONICA HIGH SCHOOL**

Hafft, Ianna 17 hrs @\$40.46

10/5/10-12/14/10

Est Hrly/\$688

TOTAL ESTABLISHED HOURLY

\$688

Comment: APEX Learning  
01-Economic Impact Aid – SEC

Devincentis-Waul, Ermina 70 hrs @\$40.46

2/21/11-6/22/11

Est Hrly/\$2,832

TOTAL ESTABLISHED HOURLY

\$2,832

Comment: After-School Computer Lab  
01-Gifts – Equity Fund

Contreras, Luis 3.0 hrs @\$40.46

3/9/11-3/16/11

Est Hrly/\$121

Cruce, Marae 1.5 hrs @\$40.46

3/9/11-3/16/11

Est Hrly/\$ 61

Doughty, Lindsay 3.0 hrs @\$40.46

3/9/11-3/16/11

Est Hrly/\$121

Dunn, George 3.0 hrs @\$40.46

3/9/11-3/16/11

Est Hrly/\$121

Eamnarangkool, Paul 1.5 hrs @\$40.46

3/9/11-3/16/11

Est Hrly/\$ 61

Gaynor, Susan 1.5 hrs @\$40.46

3/9/11-3/16/11

Est Hrly/\$ 61

Luong, Theresa 2.5 hrs @\$40.46

3/9/11-3/16/11

Est Hrly/\$101

Parker, Trevor 1.5 hrs @\$40.46

3/9/11-3/16/11

Est Hrly/\$ 61

Schlenker, Heather 1.5 hrs @\$40.46

3/9/11-3/16/11

Est Hrly/\$ 61

Tipper, Geoff 1.5 hrs @\$40.46

3/9/11-3/16/11

Est Hrly/\$ 61

Torres, Guadalupe 1.5 hrs @\$40.46

3/9/11-3/16/11

Est Hrly/\$ 61

TOTAL ESTABLISHED HOURLY

\$891

Comment: Math Department Meetings  
01-Economic Impact Aid - SCE

**HOURLY TEACHERS****EDUCATIONAL SERVICES/ROGERS ELEMENTARY SCHOOL**

Liu, Lena 364 hrs @\$40.46

3/28/11-6/22/11

Est Hrly/\$14,727

TOTAL ESTABLISHED HOURLY

\$14,727

Comment: Math Instruction  
01-Save Our Schools

**ADULT EDUCATION**

Hernandez, Patricia 5.5 hrs @\$45.34

3/21/11-6/18/11

Est Hrly/\$249

TOTAL ESTABLISHED HOURLY

\$249

Comment: GED Classes – increase in hours  
11-Unrestricted Resource  
11-PL105-22 Engl Literacy/Civics

- 61%

- 39%

**STUDENT SERVICES**

Gleason, Beverly 60 hrs @\$40.46

4/1/11-6/30/11

Est Hrly/\$2,428

TOTAL ESTABLISHED HOURLY

\$2,428

Comment: Home Instructor  
01-Unrestricted Resource

**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	1 EDU	Sacramento Trip	9/10-6/11	\$256
Matthews, Jill	1 EDU	Sacramento Trip	9/10-6/11	\$256
Posey, Steve	2 EDU	Outdoor School	9/10-6/11	\$512
Posey, Steve	1 EDU	Student Paper	9/10-6/11	\$256
Rowland, Chris	2 EDU	Outdoor School	9/10-6/11	\$512
Rowland, Chris	2 EDU	Student Council	9/10-6/11	\$512
Thorne, Laurel	1 EDU	Singapore Math	9/10-6/11	\$256
TOTAL EDUS				\$2,560

FRANKLIN ELEMENTARY SCHOOL

<u>Name</u>	<u>Rate</u>	<u>Assignment</u>	<u>Effective</u>	Not to <u>Exceed</u>
Flynn, Paula	2 EDU	Writing Club	9/10-6/11	\$512
Flynn, Paula	2 EDU	Astro Camp	9/10-6/11	\$512
Garden, Nathan	2 EDU	Astro Camp	9/10-6/11	\$512
Gonzalez, Jeff	2 EDU	Astro Camp	9/10-6/11	\$512
Hampton, Lynne	2 EDU	Astro Camp	9/10-6/11	\$512
Powell, Erin	2 EDU	Astro Camp	9/10-6/11	\$512
Powell, Erin	2 EDU	Math Club	9/10-6/11	\$512
Robinson, Elaine	2 EDU	Student Committee	9/10-6/11	\$256
Rubinstein, Linda	1 EDU	Math Club	9/10-6/11	<u>\$512</u>
			TOTAL EDUS	\$4,352

GRANT ELEMENTARY SCHOOL

<u>Name</u>	<u>Rate</u>	<u>Assignment</u>	<u>Effective</u>	Not to <u>Exceed</u>
Caamal-Murcia, Gabriela	1.25 EDU	Latino Leadership Council	9/10-6/11	\$320
Donovan, Mike	3.00 EDU	Science Camp	9/10-6/11	\$768
Hynding, Sheri	0.75 EDU	Science Camp	9/10-6/11	\$192
Ihrig, Debbie	2.25 EDU	Science Camp	9/10-6/11	\$576
Martinez, Lorena	1.25 EDU	Latino Leadership Council	9/10-6/11	\$320
O'Meara, Peggy	3.25 EDU	Sci Camp/Student Council	9/10-6/11	\$832
Smith, Shelly	2.25 EDU	Science Camp	9/10-6/11	<u>\$576</u>
			TOTAL EDUS	\$3,584

PT DUME ELEMENTARY SCHOOL

<u>Name</u>	<u>Rate</u>	<u>Assignment</u>	<u>Effective</u>	Not to <u>Exceed</u>
Dunn, Margo	5 EDU	Overnight Field Trips	9/10-6/11	\$1,280
Jennings, Kris	5 EDU	Overnight Field Trips	9/10-6/11	<u>\$1,280</u>
			TOTAL EDUS	\$2,560

LINCOLN MIDDLE SCHOOL

<u>Name</u>	<u>Rate</u>	<u>Assignment</u>	<u>Effective</u>	Not to <u>Exceed</u>
Blitz, Sarah	0.5 EDU	Guided Study	9/10-6/11	\$ 128
Catanzano, Linda	0.5 EDU	Guided Study	9/10-6/11	\$ 128
DeBeech, Beth	0.5 EDU	Guided Study	9/10-6/11	\$ 128
Diamond, Renee	1.5 EDU	Jr Honor Society	9/10-6/11	\$ 384
Diamond, Renee	0.5 EDU	Guided Study	9/10-6/11	\$ 128
Duran-Contreras, Martha	2.0 EDU	Yearbook	9/10-6/11	\$ 512
Duran-Contreras, Martha	1.0 EDU	International Club	9/10-6/11	\$ 256
Ehrke, Shelly	0.5 EDU	Guided Study	9/10-6/11	\$ 128
Gies, Gretchen	0.5 EDU	Guided Study	9/10-6/11	\$ 128
Greenfield, Glen	0.5 EDU	Guided Study	9/10-6/11	\$ 128
Greenfield, Sara	0.5 EDU	Guided Study	9/10-6/11	\$ 128
Hart, Sharon	1.5 EDU	Jr. Honor Society	9/10-6/11	\$ 384
Hart, Sharon	0.5 EDU	Guided Study	9/10-6/11	\$ 128
Hartson, Elizabeth	0.5 EDU	Guided Study	9/10-6/11	\$ 128
Hoffman, Beth	0.5 EDU	Guided Study	9/10-6/11	\$ 128
Hunt, Mark	5.0 EDU	Jazz Band	9/10-6/11	\$1,280
Johnston, Roe	0.5 EDU	Guided Study	9/10-6/11	\$ 128
Komandyman, Anna	3.0 EDU	Electric Strings	9/10-6/11	\$ 768
Marcos, Eric	0.5 EDU	Guided Study	9/10-6/11	\$ 128
Mayer, Heather	1.0 EDU	Best Buddies	9/10-6/11	\$ 256
Moazzez, Rozita	0.5 EDU	Guided Study	9/10-6/11	\$ 128
Moe, Eric	0.5 EDU	Guided Study	9/10-6/11	\$ 128
Moe, Rose	0.5 EDU	Guided Study	9/10-6/11	\$ 128
Murawski, Danielle	0.5 EDU	Guided Study	9/10-6/11	\$ 128
O'Brien, Marianna	0.5 EDU	Guided Study	9/10-6/11	\$ 128
Oseguera, Christian	1.0 EDU	Best Buddies	9/10-6/11	\$ 256
Pham, Vy	0.5 EDU	Guided Study	9/10-6/11	\$ 128
Pomatti, Kate	0.5 EDU	Hebrew	9/10-6/11	\$ 128

Preuss, Jennifer	4.0 EDU	AVID Coordinator	9/10-6/11	\$1,024
Seymour, Robert	0.5 EDU	Guided Study	9/10-6/11	\$ 128
Sherman, Wynn	2.0 EDU	Anime	9/10-6/11	\$ 512
Sinclair, Michele	0.5 EDU	Guided Study	9/10-6/11	\$ 128
Stivers, Susan	0.5 EDU	Guided Study	9/10-6/11	\$ 128
Suffolk, Stefanie	0.5 EDU	Guided Study	9/10-6/11	\$ 128
Utzinger, Sara	0.5 EDU	Guided Study	9/10-6/11	\$ 128
Valenzuela, Amanda	0.5 EDU	Guided Study	9/10-6/11	\$ 128
VanderVeen, Ken	0.5 EDU	Guided Study	9/10-6/11	\$ 128
Ventre, Vanessa	6.0 EDU	Madrigals	9/10-6/11	\$1,536
Vieira, Ron	0.5 EDU	Guided Study	9/10-6/11	\$ 128
Wrabel, Carol	0.5 EDU	Guided Study	9/10-6/11	\$ 128
			<b>TOTAL EDUS</b>	<b>\$10,880</b>

#### MALIBU HIGH SCHOOL – HS Academic (2<sup>nd</sup> Semester)

<u>Name</u>	<u>Rate</u>	<u>Assignment</u>	<u>Effective</u>	<u>Not to Exceed</u>
Bixler, William	3.0 EDU	Band	1/11-6/11	\$ 768
Bowman-Smith, Carla	5.0 EDU	Yearbook	1/11-6/11	\$1,280
Chi, Ah Young	5.0 EDU	Scholarship Advisor	1/11-6/11	\$1,280
Dahm, Katie	1.0 EDU	Scholarship Advisor	1/11-6/11	\$ 256
Ervin, Jordan	7.5 EDU	Student Activities	1/11-6/11	\$1,920
Loch, Amy	3.0 EDU	Vocal Music	1/11-6/11	\$ 768
Mayle, Alexander	5.0 EDU	Student Activities	1/11-6/11	\$1,280
Meyer, Andrew	12.0 EDU	Student Council	1/11-6/11	\$3,072
Neier, Christopher	26.0 EDU	Athletic Director (2 semesters)	1/11-6/11	\$6,656
Panish, Adam	7.0 EDU	Student Activities	1/11-6/11	\$1,792
Plaia, Jodi	10.0 EDU	Drama	1/11-6/11	\$2,560
Prunier, Sarah	7.0 EDU	Senior Advisor	1/11-6/11	\$1,792
Sferra, Luke	7.0 EDU	Senior Advisor	1/11-6/11	\$1,792
Stowell, Rachel	5.0 EDU	Newspaper	1/11-6/11	\$1,280
Thomas, Kate	6.0 EDU	Pep Squad	1/11-6/11	\$1,536
Wadsworth, Henry	2.5 EDU	Student Activities	1/11-6/11	\$ 640
Zander, Maia	8.0 EDU	Orchestra	1/11-6/11	\$2,048
			<b>TOTAL EDUS</b>	<b>\$30,720</b>

#### MALIBU HIGH SCHOOL – Athletics (Spring Season)

<u>Name</u>	<u>Rate</u>	<u>Assignment</u>	<u>Effective</u>	<u>Not to Exceed</u>
Cary, John	13 EDU	Varsity Track	3/11-6/11	\$3,328
DiMercurio, Joseph	2 EDU	Track Asst	3/11-6/11	\$ 512
Jacobs, Ari	13 EDU	Varsity Baseball	3/11-6/11	\$3,328
Mulligan, Michael	13 EDU	Boys Swimming	3/11-6/11	\$3,328
Ryan, Sean	13 EDU	Boys Golf	3/11-6/11	\$3,328
Segesman, Timothy	13 EDU	Girls Swimming	3/11-6/11	\$3,328
			<b>TOTAL EDUS</b>	<b>\$17,152</b>

#### SANTA MONICA HIGH SCHOOL – Athletics (Spring Season)

<u>Name</u>	<u>Rate</u>	<u>Assignment</u>	<u>Effective</u>	<u>Not to Exceed</u>
Fischer, Tania	13 EDU	Varsity Track	3/11-6/11	\$3,328
Flanders, Matthew	13 EDU	Varsity Swimming	3/11-6/11	\$3,328
Kim, Doug	12 EDU	Baseball Asst	3/11-6/11	\$3,072
Sato, Glenn	12 EDU	Boys Volleyball Asst	3/11-6/11	\$3,072
Sato, Liane	13 EDU	Varsity Boys Volleyball	3/11-6/11	\$3,328
Schwengel, Kurt	10 EDU	Baseball Asst	3/11-6/11	\$2,560
Seals, Michael	12 EDU	Wrestling Asst	3/11-6/11	\$3,072
			<b>TOTAL EDUS</b>	<b>\$21,760</b>

**TOTAL ESTABLISHED HOURLY, OWN HOURLY AND EXTRA DUTY UNITS = \$ 171,452**

## **ELECTIONS**

### **SUBSTITUTE TEACHERS** **CHILD DEVELOPMENT SERVICES**

**(@\$16.19 Hourly Rate)**

Benitez, Angela

**Effective**

4/5/11-6/22/11

### **CHANGE IN ASSIGNMENT**

Amsberry, Adrian

Adult Education

**From:** 2 hrs/week

**To:** 0 hrs/week

[class cancelled due to low enrollment]

Cross, Terry

Adult Education

**From:** 4 hrs/week

**To:** 0 hrs/week

[class cancelled due to low enrollment]

Gomez, Victor

Adult Education

**From:** 2.5 hrs/week

**To:** 0 hrs/week

[class cancelled due to low enrollment]

Hall, Katherine

Adult Education

**From:** 2 hrs/week

**To:** 0 hrs/week

[class cancelled due to low enrollment]

Wagner, Andrea

Adult Education

**From:** 1.25 hrs/week

**To:** 0 hrs/week

[class cancelled due to low enrollment]

### **LEAVE OF ABSENCE (with pay)**

**Name/Location**

Gies McLaughlin, Gretchen

Lincoln Middle School

**Effective**

4/25/11-6/22/11

[maternity]

Hensley, Kristin

Olympic High School

3/22/11-4/5/11

[maternity]

Hinjosa, Judith

Santa Monica HS

4/1/11-4/29/11

[maternity]

Kinsinger, Julie

Rogers Elementary

3/29/11-3/30/11

[catastrophic]

Namdar, Shahfar

Child Develop Svcs

3/15/11-4/5/11

[medical]

Prevett, Amy

Muir Elementary

4/4/11-6/9/11

[maternity]

**LEAVE OF ABSENCE (without pay)**

<u>Name/Location</u>	<u>Effective</u>
Blitz, Sarah Lincoln Middle School	8/29/11-6/18/12 [20% - personal]
Debeeck, Elizabeth Lincoln Middle School	8/29/11-6/18/12 [20% - personal]
Greenfield, Sara Lincoln Middle School	8/29/11-6/18/12 [20% - personal]
Kata, Fuyuki Santa Monica HS	8/29/11-6/18/12 [personal]
Prevett, Amy Muir Elementary	6/10/11-6/22/11 [CFRA]
Szilagyi, Lisa Malibu High School	8/29/11-11/30/11 [FMLA]
Szilagyi, Lisa Malibu High School	12/1/11-6/18/12 [personal]

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

(39-Month Medical Reemployment List)

<u>Name/Location</u>	<u>Effective</u>
MD6408276 Child Develop Svcs	4/30/11

**RESIGNATION**

<u>Name/Location</u>	<u>Effective</u>
Brian, Pamela Special Education	6/30/11
Krause, Eliza Child Develop Svcs	4/15/11

**RETIREMENT**

<u>Name/Location</u>	<u>Effective</u>
De La Rosa, Mary Rogers Elementary	6/22/11

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  
05/05/11

RECOMMENDATION NO. A.20

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.

<b><u>ELECTION</u></b>		<b><u>EFFECTIVE DATE</u></b>
Barrera, Amanda Santa Monica HS	Inst Asst – Special Ed 6 Hrs/SY/Range:20 Step: A	2/1/11
Perez Hernandez, Carina Franklin Elementary	Inst Asst – Classroom 3 Hrs/SY/Range:18 Step: A	3/28/11
<b><u>TEMP/ADDITIONAL ASSIGNMENTS</u></b>		<b><u>EFFECTIVE DATE</u></b>
Bilotti, Scott Special Education	Inst Asst – Special Ed [additional hours for training]	9/7/10-6/30/11
Coleman, Dawn Cabrillo Elementary	Inst Asst – Special Ed [additional hours]	3/26/11-6/30/11
Conkle, Ann Facility Permits	Office Specialist [temporary assignment]	4/6/11-6/30/11
Gardea-Perez, Lupe Educational Svcs	Bilingual Community Liaison [additional hours for translation]	3/15/11-6/30/11
Grego, Nicholas Special Education	Inst Asst – Special Ed [additional hours for training]	3/24/11-3/31/11
Gutierrez, Yoly Educational Svcs	Bilingual Community Liaison [additional hours for translation]	1/19/11-6/22/11
Kramer, Quinton Special Education	Inst Asst – Special Ed [additional hours for training]	9/7/10-6/30/11
Leavitt, Lynn Lincoln MS	Library Asst I [after-school Library hours]	2/17/11-6/22/11
Licassi, Juliana Special Education	Inst Asst – Special Ed [additional hours – Spring Forum]	3/26/11
Moore, Terry Special Education	Inst Asst – Special Ed [additional hours for training]	9/7/10-6/30/11
Peterson, Ingrid Special Education	Inst Asst – Special Ed [additional hours for training]	9/7/10-6/30/11
Quintanilla, Albert Malibu HS	Inst Asst – Special Ed [chaperone for field trip]	2/28/11-3/2/11
Santiago, Lauren Special Education	Inst Asst – Special Ed [additional hours – Spring Forum]	3/26/11

Schmidt, Philip Special Education	Inst Asst – Special Ed [additional hours – Spring Forum]	3/26/11
Shoemaker, Deirdre Special Education	Inst Asst – Special Ed [additional hour for training]	9/7/10-6/30/11
Valenzuela, Laurel Special Education	Inst Asst – Special Ed [additional hours for training]	3/24/11-3/31/11
Vasquez, Grace Santa Monica HS	Campus Security Officer [overtime, as needed]	3/27/11-6/22/11
<b><u>SUBSTITUTES</u></b>		<b><u>EFFECTIVE DATE</u></b>
Barker, Troy Operations	Custodian	4/8/11-6/30/11
Bravo, Maria Child Develop Svcs	Children Center Asst	3/28/11-6/22/11
Conkle, Ann Personnel Commission	Office Specialist	4/6/11-6/30/11
Dillingham, Pamela Operations	Custodian	4/6/11-6/30/11
Felton, Ulysses Operations	Custodian	4/8/11-6/30/11
Gershuni, Katherine Child Develop Svcs	Children Center Asst	4/8/11-6/22/11
Haro, Krystal Child Develop Svcs	Children Center Asst	4/6/11-6/22/11
Miller, Melvyn Operations	Custodian	3/28/11-6/30/11
Spann, Rosalind Child Develop Svcs	Children Center Asst	3/28/11-6/22/11
Valdivia, Brenda Child Develop Svcs	Children Center Asst	3/28/11-6/22/11
<b><u>INCREASE IN ASSIGNMENT</u></b>		<b><u>EFFECTIVE DATE</u></b>
Fairchild, Kathy Santa Monica HS	Sr. Office Specialist 8 Hr/12 Mo Fr: 8 Hrs/10 Mo	3/28/11
<b><u>LEAVE OF ABSENCE (PAID)</u></b>		<b><u>EFFECTIVE DATE</u></b>
Anderson, Amanda John Adams MS	Inst Asst – Special Ed Medical	4/5/11-6/10/11
Baker, Terrence Operations	Custodian Catastrophic	3/25/11-6/22/11
Behrens, Irene Human Resources	Sr. Office Specialist Medical	1/24/11-3/21/11
Carriere, Leigh Pt Dume Elementary	Inst Asst – Classroom Medical	3/23/11-4/24/11

Cornejo, Ana Food Services	Cafeteria Worker I Medical	4/1/11-6/22/11
Cornejo, Ana Food Services	Cafeteria Worker I Medical	8/28/11-9/9/11
Hernandez, Paulita Muir Elementary	Inst Asst – Classroom Medical	3/18/11-4/8/11
Luber, Linda Special Education	Inst Asst – Special Ed Medical	3/21/11-4/1/11
Warmington, Brigitte Pt Dume Elementary	Inst Asst – Special Ed Maternity	4/29/11-6/22/11
<b><u>LEAVE OF ABSENCE (UNPAID)</u></b>		<b><u>EFFECTIVE DATE</u></b>
Martinez, Isabel Special Education	Inst Asst – Special Ed Childcare [revision of dates from 2/3/11 Agenda]	2/1/11-4/8/11
<b><u>PROFESSIONAL GROWTH</u></b>		<b><u>EFFECTIVE DATE</u></b>
Cuevas, Jose Lincoln Middle School	Custodian	5/1/11
Reyes, Pedro Maintenance	Electrician	5/1/11
<b><u>WORKING OUT OF CLASS</u></b>		<b><u>EFFECTIVE DATE</u></b>
O'Rourke, Thomas Operations/Grounds	Gardner Fr: Custodian	3/21/11-6/30/11
<b><u>ABOLISHMENT OF POSITION</u></b>		<b><u>EFFECTIVE DATE</u></b>
	Inst Asst – Special Ed 4.5 Hrs/SY; Franklin Elementary	3/16/11
<b><u>SUSPENSION WITHOUT PAY</u></b>		<b><u>EFFECTIVE DATE</u></b>
BS8445226 Maintenance		5/6/11-5/12/11
<b><u>RESIGNATION</u></b>		<b><u>EFFECTIVE DATE</u></b>
Samsonidze, Irina Child Develop Svcs	Children Center Asst	3/31/11
<b><u>RETIREMENT</u></b>		<b><u>EFFECTIVE DATE</u></b>
Baker, Terrence Operations	Custodian	6/22/11
Behrens, Irene Human Resources	Sr. Office Specialist	4/26/11

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



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

ACTION/CONSENT  
05/05/11

RECOMMENDATION NO. A.21

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.

**AVID TUTOR**

CUELLAR, BIANCA	LINCOLN MIDDLE SCHOOL	4/6/11-6/22/11
DELASALAS, LINDSEY	LINCOLN MIDDLE SCHOOL	4/6/11-6/22/11
SINAI, RON	LINCOLN MIDDLE SCHOOL	4/6/11-6/22/11
VALDIVIA, RAUL	LINCOLN MIDDLE SCHOOL	4/6/11-6/22/11

**COACHING ASSISTANT**

MILLER, ZACHARY	SANTA MONICA HS	4/1/11-6/30/11
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**NOON SUPERVISION AIDE**

MAZARIEGO, XAVIER	ROOSEVELT ELEMENTARY	3/7/11-6/18/11
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**TECHNICAL SPECIALIST – LEVEL I**

ATMAJIAN, NATALIE	JOHN ADAMS MIDDLE SCHOOL [Visual Arts Assistant] - Funding: Gifts	4/4/11-6/22/11
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**TECHNICAL SPECIALIST – LEVEL II**

ANDREWS, DIAN	SMASH [Visual Arts Instruction] - Funding: Reimbursed by PTA	10/1/10-6/17/11
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**STUDENT WORKER – WORKABILITY**

MANHAN, ZACK	SPECIAL EDUCATION	3/1/11-6/30/15
RODRIGUEZ, VANESSA	SPECIAL EDUCATION	3/1/11-6/30/14

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



TO: BOARD OF EDUCATION

ACTION/CONSENT

05/05/11

FROM: TIM CUNEO

RE: CONSIDER APPOINTMENT TO DISTRICT ADVISORY COMMITTEES (DACs)  
AND ACCEPT MEMBER RESIGNATION

RECOMMENDATION NO. A.22

It is recommended that the Board of Education approve the appointment of Leann Levine to the Special Education DAC; accept the resignation of Olivia Karaolis from the Special Education DAC; and approve the appointment of Allison Diftler to the Visual and Performing Arts DAC.

COMMENT: **Ms. Levine** would be appointed to the Special Education DAC for a one-year term expiring on June 30, 2012 (in order to maintain a balanced cycle of expiring memberships).

**Ms. Karaolis** submitted a letter of resignation from the Special Education DAC on April 6, 2011. She was appointed on July 14, 2010, to a two-year term, but indicated that scheduling conflicts have prevented her from participating in the committee.

Following this appointment and resignation, there will be seventeen members on the Special Education DAC. The DAC roster is as follows:

Terms Expire			
6/30/2011	6/30/2012	6/30/2013	6/30/2014
Nancy Geshke	Neal Abramson	Chris Chandler	Gina Frazier
Emily Hamilton	Tricia Crane	Meredith Hight	Lee Jones
Rodney Osburn	<del>Olivia Karaolis</del>	Janet McKeithen	Colette O'Connell
Clara Sturak	Claudia Landis	Debra Shepherd	Karen Paris
Heather Zakson	<b>Leann Levine</b>		

**Ms. Diftler** would be appointed to the Visual and Performing Arts DAC for a two-year term expiring on June 30, 2013 (in order to maintain a balanced cycle of expiring memberships).

Following this appointment, there will be fifteen members on the Visual and Performing Arts DAC (including the termination of membership listed in Item No. I.02). The DAC roster is as follows:

Terms Expire			
6/30/2011	6/30/2012	6/30/2013	6/30/2014
Emily Arms	Pamela Foust	Deborah Berek	Scott Ferguson
Cheryl Mollicone	Janis Gabbert	David Davidson	Kathryn Kert Green
Lori Nafsun	Zina Josephs	Paul G. Ryan	Bambi Martins
Cindy Rosmann	Jennifer Joyse-West	<b>Allison Diftler</b>	

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:



TO: BOARD OF EDUCATION

ACTION/CONSENT

05/05/11

FROM: TIM CUNEO / JANECE L. MAEZ

RE: EXTEND DEADLINE FOR APPLICATIONS TO THE FINANCIAL OVERSIGHT  
COMMITTEE (FOC)

RECOMMENDATION NO. A.23

It is recommended that the Board of Education extend the April 30, 2011, Financial Oversight Committee (FOC) application deadline to May 31, 2011.

COMMENTS: The Board approved five (5) individuals recommended and submitted by the Financial Oversight Committee (FOC) for appointment at the March 3, 2011, Board Meeting. Additionally, the Board approved another round of advertising to fill the sixth opening, with a concentration in Malibu, since there is no Malibu representative on the committee. Only a handful of applications have been received up to date. An extension of the application deadline will allow more time for outreach and increase to the applicant pool. The FOC has reviewed item and recommends approval.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:



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## **MAJOR ITEMS**



TO: BOARD OF EDUCATION

ACTION/MAJOR

05/05/11

FROM: TIM CUNEO / JANECE L. MAEZ

**7:00pm**

RE: PUBLIC HEARING ON MEASURE R PARCEL TAX CPI-U ADJUSTMENT –  
2011-12

RECOMMENDATION NO. A.24

It is recommended that the Board of Education hold a public hearing on the matter of the Special Parcel Tax (Measure R) regarding applying a Consumer Price Index (*CPI-U*) adjustment. The hearing is scheduled for Thursday, May 5, 2011, at 7:00 p.m.

COMMENT: CPI-U Adjustment: Section 4. of Resolution 07-09, *Resolution Proposing a Renewal of Special Taxes to Be Placed on the February 4, 2008 Ballot for Voter Approval* requires that: "Prior to levying of the special tax each fiscal year, the Board shall conduct a public hearing on the matter. Notice of the time, date and place of hearing shall be published in accordance with applicable laws, posted at least twice in a newspaper of general circulation in the District, and posting shall commence at least fifteen (15) days prior to the hearing. Following said hearing each year, the Board shall adopt a resolution establishing the rate per parcel for that year, not to exceed \$346.00 per year adjusted annually for inflation by the CPI-U. "CPI-U" as used in this Resolution means the Consumer Price Index-All Urban Consumers, All Items for the Los Angeles-Riverside-Orange County, California Metropolitan Statistic Area, base period 1982-84=100, or its equivalent should this Index cease to exist in its current format. The annual CPI-U adjustment shall be based on the change in the CPI-U over the preceding fiscal year. Any tax levied shall become a lien upon the properties against which taxes are assessed and collectable as herein provided;"

According to *The Santa Monica-Malibu Schools Quality Education Funding Renewal Measure* Section 4.A, THE TAX LEVY-Tax Base, "The annual CPI-U adjustment shall be the twelve (12) month change in that index over the most recently available twelve (12) month period preceding the date on which the adjustment needs to be calculated for assessment purposes." Subsequent to the Public Hearing, the Board of Education will formally consider the adoption of a \$358.91 per parcel assessment for 2011-12 (2.3% increase from the current \$350.84 per parcel rate based on the change in the CPI-U between February 2010 and February 2011).

Notice of the public hearing has been properly posted as required by Government Code §6061 in *The Santa Monica Daily Press* and *The Malibu Surfside News*.

OPEN PUBLIC HEARING

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

CLOSE PUBLIC HEARING

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:



TO: BOARD OF EDUCATION

ACTION/MAJOR

05/05/11

FROM: TIM CUNEO / JANECE L. MAEZ

RE: ADOPT RESOLUTION NO. 10-39 - MEASURE R PARCEL TAX – 2011-12

RECOMMENDATION NO. A.25

It is recommended that the Board of Education resolve that the amount of the Measure R Parcel Tax be adopted for the 2011-12 fiscal year, at the rate of \$358.91 per parcel, which includes a 2.3% CPI-U adjustment. The CPI-U adjustment was obtained from the U.S. Department of Labor, Bureau of Labor Statistics, a source considered as most credible and authoritative as prescribed in the original Measure R language.

It is further recommended that the tax levy shall become a lien upon the properties against which taxes are assessed and collectable as provided in the October 25, 2007 Board Resolution No. 07-09, Section 4., *Resolution Proposing a Renewal of Special Taxes to Be Placed on the February 4, 2008 Ballot for Voter Approval.*

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:



TO: BOARD OF EDUCATION

ACTION/MAJOR

05/05/11

FROM: TIM CUNEO / DEBRA MOORE WASHINGTON

RE: ADOPT RESOLUTION NO. 10-40 - DAY OF THE TEACHER: MAY 11, 2011

RECOMMENDATION NO. A.26

It is recommended that the Board of Education adopt Resolution No. 10-40 in recognition of May 11, 2011, as the California Day of the Teacher.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

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

**RESOLUTION NUMBER 10-40  
CALIFORNIA DAY OF THE TEACHER**

WHEREAS, an educated citizenry serves as the foundation of our democracy; and

WHEREAS, today's teachers mold the minds and train the workforce of the future; and

WHEREAS, teachers strive to make every classroom an exciting environment where productive and useful learning can take place and each student is encouraged to grow and develop; and

WHEREAS, no other profession touches as many people with such a lasting effect; and

WHEREAS good teaching grows in value and pays dividends far beyond the classroom, and

WHEREAS excellence in our state begins with California's teachers;

WHEREAS California's teachers are among the best educated, most credentialed and hardest working educators in the country; and

**WHEREAS, the national theme for this year's Day of the Teacher is "*Great Teachers Make Great Public Schools*";**

NOW, THEREFORE BE IT RESOLVED, that the Santa Monica-Malibu Unified School District Board of Education does hereby urge the community to recognize Wednesday, May 11, 2011, as Day of the Teacher in Los Angeles County, by taking time to remember and honor those who give the gift of knowledge through teaching.

PASSED AND ADOPTED by the Santa Monica-Malibu Unified School District Board of Education, County of Los Angeles on this 3<sup>rd</sup> day of May, 2011.

\_\_\_\_\_  
Jose Escarce, President

\_\_\_\_\_  
Ben Allen, Vice-President

\_\_\_\_\_  
Oscar de la Torre, Member

\_\_\_\_\_  
Maria Leon-Vazquez, Member

\_\_\_\_\_  
Laurie Lieberman, Member

\_\_\_\_\_  
Ralph Mechur, Member

\_\_\_\_\_  
Nimish Patel, Member

\_\_\_\_\_  
Tim Cuneo, Superintendent

TO: BOARD OF EDUCATION

ACTION/MAJOR

05/05/11

FROM: TIM CUNEO / WILBERT YOUNG

RE: ADOPT RESOLUTION NO. 10-41 - CLASSIFIED SCHOOL EMPLOYEES  
WEEK: MAY 15-21, 2011

RECOMMENDATION NO. A.27

It is recommended that the Board of Education adopt Resolution No. 10-41 in recognition of Classified School Employees Week, May 15-21, 2011.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

**SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT  
BOARD OF EDUCATION AND PERSONNEL COMMISSION**

**RESOLUTION NUMBER 10-41  
CLASSIFIED SCHOOL EMPLOYEES WEEK  
MAY 15-21, 2011**

WHEREAS, Classified school employees provide valuable services to schools and students of the Santa Monica-Malibu Unified School District; and

WHEREAS, Classified school employees contribute to the establishment and promotion of a positive instructional environment in our classrooms for the students and teachers; and

WHEREAS, Classified school employees play a vital role in providing for the welfare and safety of the Santa Monica-Malibu Unified School District's students; and

WHEREAS, Classified school employees strive for excellence in all areas relative to the life-long learning educational communities of Santa Monica and Malibu;

THEREFORE, BE IT HEREBY RESOLVED, that the Santa Monica-Malibu Unified School District's Board of Education and Personnel Commission hereby recognize and wish to honor the contributions of all Classified school employees to quality education in the State of California and in the Santa Monica-Malibu Unified School District, and declare the week of May 15-21, 2011, Classified School Employee's Week in the Santa Monica-Malibu Unified School District.

PASSED AND ADOPTED on this 5<sup>th</sup> day of May, 2011, by the Santa Monica-Malibu Unified School District Board of Education, and the 10<sup>th</sup> day of May, 2011, by the Santa Monica-Malibu Unified School District's Personnel Commission.

\_\_\_\_\_  
Jose Escarce, President

\_\_\_\_\_  
Ben Allen, Vice-President

\_\_\_\_\_  
Oscar de la Torre, Member

\_\_\_\_\_  
Maria Leon-Vazquez, Member

\_\_\_\_\_  
Laurie Lieberman, Member

\_\_\_\_\_  
Ralph Mechur, Member

\_\_\_\_\_  
Nimish Patel, Member

\_\_\_\_\_  
Tim Cuneo, Superintendent

\_\_\_\_\_  
Pam Brady, Commission Chair

\_\_\_\_\_  
Suzanne Kim, Commissioner

\_\_\_\_\_  
Shane McLoud, Commissioner

TO: BOARD OF EDUCATION

ACTION/MAJOR

05/05/11

FROM: TIM CUNEO

RE: ADOPT RESOLUTION NO. 10-42 – ASIAN/PACIFIC AMERICAN HERITAGE  
MONTH

RECOMMENDATION NO. A.28

It is recommended that the Board of Education adopt Resolution No. 10-42 in recognition of Asian/Pacific American Heritage Month.

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

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

**Resolution No. 10-42  
Asian/Pacific American Heritage Month**

**WHEREAS**, America is strengthened by the rich cultural diversity of our people, and we are blessed to be a Nation that welcomes individuals of all races, religions, and cultural backgrounds.

**WHEREAS**, The values and traditions of the Asian/Pacific-American community - love of family, entrepreneurship, excellence in education, and community service - have strengthened us as a Nation. During Asian/Pacific American Heritage Month, we celebrate the contributions of these talented and hard-working citizens and recognize their rich legacy of ingenuity, perseverance, and achievement.

**WHEREAS**, Many Asian/Pacific immigrants came to America to discover the promise of our Nation and to realize their dreams. Their contributions were critical in establishing a robust economy. Asian/Pacific Americans also worked tirelessly to build our national railroad infrastructure, paving the way for our western expansion and growth as a world leader. Generations of Asian/Pacific Americans have proudly served our Nation with honor and courage in wars and conflicts. Today, as in the past, their dedication and service to advancing peace in a troubled world upholds the values that make our country strong.

**WHEREAS**, Asian/Pacific Americans are also helping to shape America's future. As entrepreneurs, artists, educators, public servants, scientists, and explorers, they challenge the minds of our next generation, expand commerce and innovation, probe the frontiers of space, and search for cures for the world's diseases. Our children are also inspired by the contributions and sacrifices of dedicated individuals.

**WHEREAS**, Since the earliest days of America, people from all cultures have traveled to our Nation seeking the promise of freedom, opportunity, and justice. As an integral part of our society, Americans of Asian and Pacific heritage share in the pursuit of this American Dream. We join with all Americans in celebrating this rich and diverse culture, and encourage every citizen to recognize the role of Asian/Pacific Americans in building and sustaining our Nation.

**WHEREAS**, To honor the achievements of Asian/Pacific Americans, the Congress by Public Law 102-450 as amended, has designated the month of May each year as "Asian/Pacific American Heritage Month."

**WHEREAS**, In the Santa Monica-Malibu Unified School District, there are many students and staff members who are of the Asian/Pacific American heritage.

**NOW, THEREFORE, BE IT RESOLVED**, that during Asian Pacific American Heritage Month, the Santa Monica-Malibu Unified School District joins with all Americans in celebrating this rich and diverse culture, and encourages all members of our community to recognize the important role of Asians/Pacific-Americans in creating and building this great Nation.

**BE IT FURTHER RESOLVED**, that appropriate lessons and units of study about the contributions of Asians/Pacific-Americans take place in our schools not only during this month, but throughout the school-year.

**PASSED AND ADOPTED** by the Santa Monica-Malibu Unified School District of Los Angeles County at a regular meeting held on this 5th day of May 2011.

AYES:

NOES:

ABSTENTIONS:

ABSENT:

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Jose Escarce, President  
Board of Education

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Tim Cuneo, Superintendent  
Santa Monica-Malibu  
Unified School District



TO: BOARD OF EDUCATION

ACTION/MAJOR

05/05/11

FROM: TIM CUNEO

RE: ADOPT RESOLUTION NO. 10-43 – SUPPORTING CALIFORNIA'S WEEK OF  
ACTION: MAY 9-13

RECOMMENDATION NO. A.29

It is recommended that the Board of Education adopt Resolution No. 10-43 supporting California's Week of Action: May 9-13.

COMMENT: SMMCTA President Harry Keiley, who also serves as the Chair of the CTA's Political Involvement Committee, encouraged the board to adopt this resolution.

At its April meeting, the California Teachers Association declared a State of Emergency regarding the state budget and school funding and developed a plan of activities during the week of May 9 that aim to raise lawmakers' awareness of the need for immediate action on tax the proposed extensions.

If approved, a copy of this resolution will be sent to Governor Brown, State Superintendent Torlakson, the State PTA, and Legislatures representing Santa Monica and Malibu.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:

**SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT  
BOARD OF EDUCATION  
Resolution No. 10-43  
Supporting California's Week of Action: May 9-13**

**WHEREAS**, there's no debating that our schools, colleges, and communities are suffering because of continued state budget cuts, and that cuts to local safety and health agencies also threaten the quality of life in our communities; and

**WHEREAS**, California has the eighth largest economy in the world, but continues to shortchange our students of the education they need and deserve. Even worse, some lawmakers hijacked state budget negotiations in order to block a June ballot public vote to extend tax revenues, which are still part of Governor Brown's balanced budget plan; and

**WHEREAS**, we are now living in a state of emergency: Lawmakers have already made \$12 billion in painful cuts, but need to close the remaining budget deficit of \$15 billion; and

**WHEREAS**, California cannot survive an all-cuts budget – legislators need to finish their jobs and pass the temporary tax extensions, and we must take action to show the true destruction happening to our schools and communities; and

**WHEREAS**, K-12 and higher education funding has been cut by more than \$20 billion in the past three years, resulting in a loss of more than 30,000 educators and 10,000 school support employees, with the real threat of losing another 20,000 educators this year; and

**WHEREAS**, the California Education Coalition is asking for public support for a week of actions with parents, students, administrators, school board members, community leaders, and other California labor groups with the objective of pressuring the Legislature to pass tax extensions to prevent deeper cuts to schools, colleges, fire, police, and other essential public services; and

**WHEREAS**, the May 9-13 week of action is summed up with the acronym **L.E.A.R.N.**:

- Monday, May 9 – Focus on **LEGISLATIVE** activities and start of sit-in at State Capitol
- Tuesday, May 10 – Reach out to **EVERY PARENT**
- Wednesday, May 11 – Use Day of the Teacher to **APPRECIATE educators and ALLIES**
- Thursday, May 12 – Promote the need for **REVENUE** for schools and other essential public services
- Friday, May 13 – It's **NOT BUSINESS AS USUAL**. Attend a regional rally in Sacramento, San Francisco, Los Angeles, Fresno, Inland Empire, or San Diego

**Now, therefore, be it resolved** that the Santa Monica-Malibu Unified School District fully supports the May 9-13 Week of Action by educators, administrators, education support professionals, parents, students, and other labor groups to protect California's future and the future of students and working families across the state.

**Passed and adopted** on this 5<sup>th</sup> day of May 2011 by the following vote:

AYES:

NOES:

ABSTENTIONS:

ABSENT:

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Jose Escarce, President  
Board of Education

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Tim Cuneo, Superintendent  
Santa Monica-Malibu Unified School District

TO: BOARD OF EDUCATION

ACTION/CONSENT

05/05/11

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

RE: APPROVAL OF 2009-10 MEASURE BB AUDIT REPORT

RECOMMENDATION NO. A.30

It is recommended that the Board of Education accept the 2009-10 Measure BB Annual Financial Audit Report and approve management discussion and analysis/the administrative responses to the "Findings" & "Recommendations" as contained in the Subject audits.

COMMENTS: In response to California Education Code mandate, the 2009-10 Measure BB audit has been completed by the audit firm of Christy White Accountancy Corporation. The Board of Education has previously received copies of the audit report and an information copy is available for public review in the Office of the Superintendent. The report will be presented to the Prop 39 Bond Oversight Committee at the next scheduled meeting.

A section of the audit report contains a series of "Findings" and "Recommendations" and "District Responses" for Board consideration.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:



TO: BOARD OF EDUCATION

ACTION/MAJOR

05/05/11

FROM: TIM CUNEO / CHIUNG-SALLY CHOU / JUDY ABDO

RE: APPLICATION FOR ADDITIONAL FUNDING/PROGRAM

RECOMMENDATION NO. A.31

It is recommended that the Board of Education approve the proposed application for additional funding/program to serve students in poverty within Child Development Services (CDS).

Comment: A local Head Start/State Preschool program is ceasing operations as of July 30, 2011. Both the Child Development Department of the State Department of Education and Los Angeles County Office of Education (LACOE) representing the federal government are seeking an agency to take over the program operations for children from the Santa Monica and Venice areas. An opportunity to serve the children from the program would expand the preschool services offered by Child Development Services and would decrease the number of FTE's in the proposed staff reduction caused by the State funding reductions.

The program serves preschool children ages 3 and 4 from families living in poverty. The program operates 6.5 hours per day for 200 days in a school year. Three hours of the day are funded by State Preschool funds. Three and a half hours are funded by Federal Head Start funds.

CDS is responding to the Request for Application (RFA) from LACOE to request funds to serve approximately 120 Head Start children, and has confirmed with the State Department of Education that there is additional State funding available to CDS to operate the state portion of the day for the same children.

The 75 page application document must include a signed document from the President of the School Board. CDS requests board approval to apply for the additional funds.

MOTION MADE BY:

SECONDED BY:

STUDENT ADVISORY VOTE:

AYES:

NOES:



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## **DISCUSSION ITEMS**



TO: BOARD OF EDUCATION

DISCUSSION

05/05/11

FROM: TIM CUNEO / CHIUNG-SALLY CHOU / JUDY ABDO

RE: CHILD DEVELOPMENT SERVICES REORGANIZATION

DISCUSSION ITEM NO. D.01

During this discussion item, staff will make a presentation for a proposed 2011-12 service plan for Child Development Services and demonstrate how the changes affect current organizational structure.

The District has received information regarding the funding changes in Child Development Services: 15% reduction of contract amounts; the reduction of eligibility from 75% of state median income to 70%; the ineligibility for 11- and 12-year-olds to receive subsidy for childcare; and an increase of 10% in family fees based on sliding scale.

Therefore, Child Development Services will adjust its program services to meet the fiscal and operational challenges of reductions in state programs and contracts by reorganizing its services to families in the District.

Staff recommends that this item return for action at the May 19, 2011, board meeting.



TO: BOARD OF EDUCATION  
FROM: TIM CUNEO / JANECE L. MAEZ  
RE: BUDGET UPDATE

DISCUSSION  
05/05/11

DISCUSSION ITEM NO. D.02

As the District continues to receive information regarding the State budget, as it relates to the development of our budget, Staff will regularly update the Board. These updates will be scheduled at each regular meeting of the Board until the District budget is adopted in June. These updates may include the following: new statewide projections, proposed changes to the district budget, enrollment projections, staffing ratios, and other budget-related details.



TO: BOARD OF EDUCATION

DISCUSSION

05/05/11

FROM: TIM CUNEO

**Postponed  
from 04/06/11**

RE: CONSIDER REVISING BP 1150 – COMMENDATIONS AND  
AWARDS

DISCUSSION ITEM NO. D.03

It is recommended that the Board of Education consider revising BP 1150 – Commendations and Awards.

COMMENT: CSBA is recommending this policy update to clarify that it applies to awards given to parents/guardians, community members, businesses, and organizations. Policy also incorporates and expands material formerly in AR regarding the process for submitting recommendations for awards and the types of awards that may be given, and adds designation of a day, week, or month for special recognition of volunteers.

The revised policy is attached. (Revisions to the AR can be found under Information Items.)

**COMMENDATIONS AND AWARDS**

The Board of Education believes that individuals and organizations deserve recognition when they provide contributions or long-standing service to the district. To encourage community involvement in district programs and activities, the Governing Board may publicly recognize and commend parents/guardians, community members, businesses, and organizations that make outstanding contributions or provide longstanding service to the district or district students. The Board believes that commending such service promotes increased community understanding and participation.

~~The Superintendent or designee shall establish procedures by which Board members, employees or members of the community may suggest persons or organizations for Board recognition. At the Board's discretion, letters of recognition, Board resolutions, plaques or awards may be presented.~~

Any Board member, employee, parent/guardian, student, or community member may recommend an individual or organization for Board recognition. He/she shall submit to the Superintendent or designee the name of the individual or organization and a description of the outstanding contribution or service.

At the Board's discretion, the Board may present a letter of recognition, Board resolution, plaque, or other award at a public Board meeting or may hold a reception or informal recognition activity. The Board also may designate a day, week, or month for special recognition of volunteers.

The Board encourages similar forms of recognition for achievement or services as part of school-level commendation programs.

Legal Reference:EDUCATION CODE

[35160](#) Authority of governing boards

[35160.1](#) Broad authority of school districts

[44015](#) Awards to employees and students

**Policy SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT**  
**adopted: August 19, 2009 Santa Monica, California**

TO: BOARD OF EDUCATION

DISCUSSION

05/05/11

FROM: TIM CUNEO

RE: CONSIDER REVISING BP 1240 – VOLUNTEER ASSISTANCE

DISCUSSION ITEM NO. D.04

It is recommended that the Board of Education consider revising BP 1240 – Volunteer Assistance.

COMMENT: CSBA is recommending this policy update to reflect newlaw (AB 346), which requires any volunteer who works with students in a student activity program (not just those who supervise, direct, or coach the activity) to obtain an Activity Supervisor Clearance Certificate from the Commission on Teacher Credentialing(CTC), unless the district requires the volunteer to instead clear a Department of Justice (DOJ) and Federal Bureau of Investigation (FBI) criminal background check or the volunteer is otherwise exempted by law.

The revised policy is attached.

**VOLUNTEER ASSISTANCE**

The Board of Education encourages parents/guardians and other members of the community to share their time, knowledge and abilities with students. Volunteer assistance in schools enriches the educational program, enhances supervision of students and contributes to school safety while strengthening the schools' relationships with the community. The Board also encourages community members to ~~serve as mentors providing support and motivation to students~~ share their time, knowledge, and abilities with students.

The Superintendent or designee shall develop and implement a plan for recruiting, screening and placing volunteers, including strategies for reaching underrepresented groups of parents/guardians and community members. He/she may also recruit community members to serve as mentors and/or make appropriate referrals to community organizations.

The Superintendent or designee shall establish procedures to protect the safety of students and adults. These procedures shall include laws related to tuberculosis testing and may also include laws related to criminal record checks.

Volunteers shall be provided with information about school goals, programs and practices and shall receive an orientation and other training related to their specific responsibilities as appropriate. Employees who supervise volunteers shall ensure that volunteers are assigned meaningful responsibilities that capitalize on their skills and expertise and maximize their contribution to the educational program.

Volunteers shall act in accordance with district policies, regulations and school rules. At their discretion, employees who supervise volunteers may ask any volunteer who violates school rules to leave the campus. Employees also may confer with the principal or designee regarding any such volunteers. The Superintendent or designee shall be responsible for investigating and resolving complaints regarding volunteers.

Volunteer maintenance work shall be limited to those projects that do not replace the normal maintenance duties of classified staff. The Board nevertheless encourages volunteers to work on short-term projects to the extent that they enhance the classroom or school, do not significantly increase maintenance workloads and comply with employee commitments and contracts.

Volunteer aides shall not be used to assist certificated staff in performing teaching or administrative responsibilities in place of regularly authorized classified employees who have been laid off. (Education Code [35021](#))

The Board encourages principals to develop a means for recognizing the contributions of each school's volunteers.

Volunteers shall act in accordance with district policies, regulations, and school rules. The Superintendent or designee shall be responsible for investigating and resolving complaints regarding volunteers.

The Superintendent or designee shall periodically report to the Board regarding the district's volunteer assistance program.

Prior to assuming a volunteer position to work with students in a district-sponsored student activity program, a volunteer shall possess an Activity Supervisor Clearance Certificate issued by the Commission on Teacher Credentialing. (Education Code 49024)

A volunteer who obtained both a Department of Justice and Federal Bureau of Investigation criminal background clearance through the district prior to July 9, 2010 shall have satisfied this requirement. (Education Code 49024)

Legal Reference:

EDUCATION CODE

[35021](#) Volunteer aides

[35021.1](#) Automated records check

[44010](#) Sex offense; definition

[44227.5](#) Classroom participation by college methodology faculty

[44814-44815](#) Supervision of students during lunch and other nutrition periods

[45125](#) Fingerprinting requirements

[45340-45349](#) Instructional aides

[45360-45367](#) Teacher aides

[49406](#) Examination for tuberculosis

GOVERNMENT CODE

[3100-3109](#) Oath or affirmation of allegiance

[3543.5](#) Prohibited interference with employees' rights

HEALTH AND SAFETY CODE

[1596.871](#) Fingerprints of individuals in contact with child day care facility clients

LABOR CODE

[3364.5](#) Persons performing voluntary services for school districts

PENAL CODE

[290](#) Registration of sex offenders

[290.4](#) Information re sex offenders

CODE OF REGULATIONS, TITLE 22

[101170](#) Criminal record clearance

[101216](#) Health screening, volunteers in child care centers

UNITED STATES CODE, TITLE 20

[6319](#) Qualifications and duties of paraprofessionals, Title I programs

ATTORNEY GENERAL OPINIONS

62 Ops. Cal. Atty. Gen. 325 (1979)

COURT DECISIONS

Whisman Elementary School District, 15 Public Employee Reporter for California, 22043

Management Resources:

NATIONAL PTA PUBLICATIONS

National Standards for Parent/Family Involvement Programs, 1997

Building Successful Partnerships: A Guide for Developing Parent and Family Involvement Programs, 2000

WEB SITES

California PTA: <http://www.capta.org>

National PTA: <http://www.pta.org>

California Partners in Education: <http://www.capie.org>

National Coalition for Parent Involvement in Education: <http://www.ncpie.org>

U.S. Department of Education, Partnership for Family Involvement in Education: <http://pfie.ed.gov>

CDE: <http://www.cde.ca.gov>

California Department of Justice, Megan's Law mapping: <http://www.meganslaw.ca.gov>

**Policy SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT  
adopted: August 19, 2009 Santa Monica, California**



TO: BOARD OF EDUCATION

DISCUSSION

05/05/11

FROM: TIM CUNEO

RE: CONSIDER REVISING BP 1250 – VISITORS/OUTSIDERS

DISCUSSION ITEM NO. D.05

It is recommended that the Board of Education consider revising BP 1250 – Visitors/Outsiders.

COMMENT: CSBA is recommending this policy update to encourage individuals to use complaint procedures and to avoid disruptive behavior on school grounds.

The revised policy is attached. (Revisions to the AR can be found under Information Items.)

**VISITORS/OUTSIDERS**

The Board of Education encourages parents/guardians and interested members of the community to visit the schools and view the educational program.

To ensure the safety of students and staff and minimum interruption of the instructional program, the Superintendent or designee shall establish procedures which facilitate visits during regular school days. Visits during school hours should be first arranged with the ~~teacher and~~ principal or designee. If a conference is desired, an appointment should be set with the teacher during noninstructional time.

~~To ensure the safety of students and staff and avoid potential disruptions, all visitors~~ Any person who is not a student or staff member shall register immediately upon entering any school building or grounds when school is in session.

~~For purposes of school safety and security, the~~ The principal or designee may design a visible means of identification for visitors all individuals who are not students or staff members while on school premises.

No electronic listening or recording device may be used by students or visitors in a classroom without the teacher and principal's permission. (Education Code [51512](#))

The Board encourages all individuals to assist in maintaining a safe and secure school environment by behaving in an orderly manner while on school grounds and by utilizing the district's complaint processes if they have concerns with any district program or employee. In accordance with Penal Code 626.7, the principal or designee may request that any individual who is causing a disruption, including exhibiting volatile, hostile, aggressive, or offensive behavior, immediately leave school grounds.

Legal Reference:EDUCATION CODE

[32210](#) Willful disturbance of public school or meeting

[32211](#) Threatened disruption or interference with classes; misdemeanor

[32212](#) Classroom interruptions

[35160](#) Authority of governing boards

[35292](#) Visits to schools (board members)

[51512](#) Prohibited use of electronic listening or recording device

EVIDENCE CODE

[1070](#) Refusal to disclose news source

LABOR CODE

[230.8](#) Discharge or discrimination for taking time off

PENAL CODE

[626-626.10](#) Schools

[627-627.10](#) Access to school premises, especially:

[627.1](#) Definitions

[627.2](#) Necessity of registration by outsider

[627.7](#) Misdemeanors; punishment

ATTORNEY GENERAL OPINIONS

95 Ops.Cal.Atty.Gen. 509 (1996)

**Policy SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT  
adopted: August 19, 2009 Santa Monica, California**

TO: BOARD OF EDUCATION

DISCUSSION

05/05/11

FROM: TIM CUNEO / CHIUNG-SALLY CHOU

**Postponed  
from 04/06/11**

RE: CONSIDER REVISING BP 6011 – ACADEMIC STANDARDS

DISCUSSION ITEM NO. D.06

It is recommended that the Board of Education consider revising BP 6011 – Academic Standards.

COMMENT: CSBA is recommending this policy update to reflect the State Board of Education's adoption of the Common Core Standards, a set of national voluntary standards in English language arts and mathematics. The policy also adds language regarding (1) involvement of representatives of businesses and postsecondary institutions in the recommendation of district standards; (2) alignment of standards with graduation requirements, college entrance requirements, and other student outcomes; and (3) review of standards in response to changing student needs.

The revised policy is attached.

**ACADEMIC STANDARDS**

The Board of Education shall adopt high academic standards for student achievement which challenge all students to reach their full potential and which clarify what students are expected to know and be able to do at each grade level and in each area of study. These standards shall reflect the knowledge and skills needed for students to be adequately prepared for postsecondary education, employment, and responsible citizenship.

The Superintendent or designee shall provide the Board with recommended standards. In developing these recommended standards, the Superintendent or designee shall use a process that involves teachers, school site and district administrators, students, parents/guardians, and community members. He/she shall ensure the alignment of the standards with the district's vision and goals, graduation requirements, college entrance requirements, and other desired student outcomes, and ~~ensure the~~ proper articulation of standards between grade levels. He/she also shall ensure that the standards are easily understandable and measureable.

District content standards for English language arts, English language development, mathematics, science, health education, history-social science, physical education, visual and performing arts, world languages, career technical education, and preschool education shall meet or exceed statewide model content standards adopted by the State Board of Education or the State Superintendent of Public Instruction as applicable.

Teachers and school administrators shall receive professional development to ensure their understanding of the standards and to discuss effective instructional methods in preparing students to meet the standards.

The Superintendent or designee shall annually communicate the applicable standards to students and their parents/guardians to inform them of the expectations for student learning at their grade level.

Staff shall continually assess students' progress toward meeting the standards, report each student's progress to the student and his/her parents/guardians, and offer remedial assistance in accordance with Board policy and administrative regulation.

District standards shall also provide a basis for evaluating the instructional program, making decisions about curriculum and assessment, and, in accordance with Education Code 44662, evaluating teacher performance.

The Superintendent or designee shall ensure that district standards are regularly reviewed and updated as necessary. At a minimum, district standards shall be reviewed whenever applicable statewide standards are revised and whenever data on student achievement demonstrate that students are not adequately achieving the standards in a particular grade level or subject area.

Legal Reference:

**EDUCATION CODE**

44662 *Evaluation of certificated employees*

51003 *Statewide academic standards*

60605-60605.5 *Adoption of statewide academically rigorous content and performance standards*

**UNITED STATES CODE, TITLE 20**

6311 *State academic standards and accountability for Title I, Part A*

Management Resources:

**CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS**

*World Language Content Standards for California Public Schools, Kindergarten Through Grade Twelve, 2009*

*California Preschool Learning Foundations, Vol. 1, 2008*

*Health Education Content Standards for California Public Schools, Kindergarten Through Grade Twelve, March 2008*

*California Career Technical Education Model Curriculum Standards, Grades Seven Through Twelve, 2006*

*Physical Education Model Content Standards for California Public Schools, Kindergarten Through Grade Twelve, January 2005*

*Visual and Performing Arts Content Standards for California Public Schools, Prekindergarten Through Grade Twelve, January 2001*

*English-Language Development Standards for California Public Schools, Kindergarten Through Grade Twelve, July 1999*

*History-Social Science Content Standards for California Public Schools, Kindergarten Through Grade Twelve, October 1998*

*Science Content Standards for California Public Schools, Kindergarten Through Grade Twelve, October 1998*

*English-Language Arts Content Standards for California Public Schools, Kindergarten Through Grade Twelve, December 1997*

*Mathematics Content Standards for California Public Schools, Kindergarten Through Grade Twelve, December 1997*

**WEB SITES**

CSBA: <http://www.csba.org>

California Department of Education: <http://www.cde.ca.gov>

U.S. Department of Education: <http://www.ed.gov>

**Policy SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT**

**adopted: August 19, 2009 Santa Monica, California**



TO: BOARD OF EDUCATION

DISCUSSION

05/05/11

FROM: TIM CUNEO / CHIUNG-SALLY CHOU

**Postponed  
from 04/06/11**

RE: CONSIDER REVISING BP 6161.1 – SELECTION AND EVALUATION  
OF INSTRUCTIONAL MATERIALS

DISCUSSION ITEM NO. D.07

It is recommended that the Board of Education consider revising BP 6161.1 – Selection and Evaluation of Instructional Materials.

COMMENT: CSBA is recommending this policy update to reflect new law (AB 2211), which revises the definition of "sufficiency of instructional materials" to include materials in a digital format as long as specified conditions are met.

The revised policy is attached. (Revisions to the AR can be found under Information Items.)

**SELECTION AND EVALUATION OF INSTRUCTIONAL MATERIALS**

The Board of Education desires that district instructional materials, as a whole, present a broad spectrum of knowledge and viewpoints, reflect the diversity of our society, and enhance the use of multiple teaching strategies and technologies. The Board shall adopt instructional materials based on a determination that such materials are aligned with the state content standards, meet other criteria specified in law, and are an effective learning resource to help students achieve grade-level competency and meet criteria specified in law.

To ensure that instructional materials effectively support the district's adopted courses of study, the selection of textbooks, technology-based materials, other educational materials, and tests shall be aligned with the development and evaluation of the district's curriculum and standards.

The Superintendent or designee shall establish a process by which instructional materials shall be reviewed for recommendation to the Board. This process shall involve teachers in a substantial manner and shall also encourage the participation of parents/guardians and community members.

All recommended instructional materials shall be available for public inspection at the district office.

Individuals who participate in selecting and evaluating instructional materials shall not have a conflict of interest in the materials being reviewed, as defined in administrative regulation.

Complaints concerning instructional materials shall be handled in accordance with law, Board policy, and administrative regulation.

The Board's priority in the selection of instructional materials is to ensure that all students in grades K-12 are provided with instructional materials that are aligned to state content standards in the core curriculum areas of reading/language arts, mathematics, science, and history/social science. Students in grades K-8 shall be provided with instructional materials adopted by the State Board of Education.

The district may pilot instructional materials, using a representative sample of classrooms for a specified period of time during a school year, in order to determine how well the materials support the district's curricular goals and academic standards. Feedback from teachers piloting the materials shall be made available to the Board before the materials are adopted.

**Public Hearing on Sufficiency of Instructional Materials**

The Board shall annually conduct one or more public hearings on the sufficiency of the district's instructional materials. The hearing shall be held on or before the end of the eighth week from the first day students attend school for that year. (Education Code 60119)

The Board encourages participation by parents/guardians, teachers, interested community members, and bargaining unit leaders at the hearing. The Superintendent or designee shall post, 10 days prior to the hearing and in three public places within the district, a notice containing the time, place, and purpose of the hearing. The hearing shall not take place during or immediately following school hours. (Education Code 60119)

At the hearing(s), the Board shall determine, through a resolution, whether each student in each school has sufficient textbooks and/or instructional materials that are aligned to the state content standards adopted pursuant to Education Code 60605 in each of the following subjects: (Education Code 60119)

1. Mathematics
2. Science
3. History/social science
4. English language arts, including the English language development component of an adopted program

The Board shall also make a written determination as to whether each student enrolled in a foreign language or health course has sufficient textbooks or instructional materials that are consistent with the content and cycles of the state curriculum frameworks. The Board shall determine the availability of science laboratory equipment, as applicable to science laboratory courses offered in grades 9-12. (Education Code 60119)

In making these determinations, the Board shall consider whether each student has sufficient textbooks and/or instructional materials to use in class and to take home. However, this does not require that each student have two sets of materials. The materials may be in digital format as long as each student, at minimum, has and can access the same materials in the class and to take home as all other students in the same class or course in the district and has the ability to use and access them at home. However, the materials shall not be considered sufficient if they are photocopied sheets from only a portion of a textbook or instructional materials copied to address a shortage. (Education Code 60119)

For the 2008-09 through 2012-13 fiscal years, the Board shall also make a determination that all students within the district who are enrolled in the same course have "identical" standards-aligned textbooks or instructional materials from the same adoption cycle, as defined in Education Code 1240.3, 60119, and 60422. (Education Code 1240.3, 42605)

If the Board determines that there are insufficient textbooks and/or instructional materials, the Board shall provide information to classroom teachers and to the public, setting forth for each school in which an insufficiency exists, the percentage of students who lack sufficient standards-aligned textbooks or instructional materials in each subject area, and the reasons that each student does not have sufficient textbooks and/or instructional materials. The Board shall take any action, except an action that would require reimbursement by the Commission of State Mandates, to ensure that each student has sufficient materials within two months of the beginning of the school year in which the determination is made. (Education Code 60119)

Legal Reference:

EDUCATION CODE

1240 County superintendent, general duties  
1240.3 Definition of sufficiency for categorical flexibility  
33050-33053 General waiver authority  
33126 School accountability report card  
35272 Education and athletic materials  
42605 Tier 3 categorical flexibility  
44805 Enforcement of course of studies; use of textbooks, rules and regulations  
49415 Maximum textbook weight  
51501 Subject matter reflecting on race, color, etc.  
60000-60005 Instructional materials, legislative intent  
60010 Definitions  
60040-60048 Instructional requirements and materials  
60060-60062 Requirements for publishers and manufacturers  
60070-60076 Prohibited acts (re instructional materials)  
60110-60115 Instructional materials on alcohol and drug education  
60119 Public hearing on sufficiency of materials  
60200-60206 Elementary school materials  
60226 Requirements for publishers and manufacturers  
60240-60252 State Instructional Materials Fund  
60350-60352 Core reading program instructional materials  
60400-60411 High school textbooks  
60420-60424 Instructional Materials Funding Realignment Program  
60510-60511 Donation for sale of obsolete instructional materials  
60605 State content standards  
CODE OF REGULATIONS, TITLE 5  
9505-9535 Instructional materials, especially:  
9531-9532 Instructional Materials Funding Realignment Program

Management Resources:

CSBA PUBLICATIONS

Flexibility Provisions in the 2008 and 2009 State Budget: Policy Considerations for Governance Teams, Budget Advisory, March 2009

CALIFORNIA DEPARTMENT OF EDUCATION CORRESPONDENCE

1002.90 Selection of Instructional Materials, CIL: 90/91-02

CALIFORNIA DEPARTMENT OF EDUCATION PUBLICATIONS

Standards for Evaluation of Instructional Materials with Respect to Social Content, 1986 edition, revised 2000

STATE BOARD OF EDUCATION POLICIES

01-05 Guidelines for Piloting Textbooks and Instructional Materials, September 2001

WEB SITES

CSBA: <http://www.csba.org>

Association of American Publishers: <http://www.publishers.org>

California Department of Education: <http://www.cde.ca.gov>

**Policy SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT**  
**adopted: August 19, 2009 Santa Monica, California**  
**revised: September 1, 2010**

TO: BOARD OF EDUCATION

DISCUSSION

05/05/11

FROM: TIM CUNEO

RE: CONSIDER REVISING BP 9270 – CONFLICT OF INTEREST

DISCUSSION ITEM NO. D.08

It is recommended that the Board of Education consider revising BP 9270 – Conflict of Interest.

COMMENT: CSBA is recommending this mandated bylaws update to reorganize and clarify three types of analysis that must be conducted pursuant to different statutes and the common law doctrine to determine whether a conflict exists and, if so, whether the board member must abstain and/or if the contract is prohibited.

The revised policy is attached.

## **CONFLICT OF INTEREST**

The Governing Board desires to maintain the highest ethical standards and help ensure that decisions are made in the best interest of the district and the public. In accordance with law, Board members and designated employees shall disclose any conflict of interest and, as necessary, shall abstain from participating in the decision.

The Board shall adopt a resolution that specifies the terms of the district's conflict of interest code, the district's designated positions, and the disclosure categories required for each position.

Upon direction by the code reviewing body, the Board shall review the district's conflict of interest code and submit any changes to the code reviewing body.

When a change in the district's conflict of interest code is necessitated due to changed circumstances, such as the creation of new designated positions, changes to the duties assigned to existing positions, amendments, or revisions, the amended code shall be submitted to the code reviewing body within 90 days. (Government Code 87306)

When reviewing and preparing the district's conflict of interest code, the Superintendent or designee shall provide officers, employees, consultants, and members of the community adequate notice and a fair opportunity to present their views. (Government Code 87311)

Board members and designated employees shall annually file a Statement of Economic Interest/Form 700 in accordance with the disclosure categories specified in the district's conflict of interest code. A Board member who leaves office or a designated employee who leaves district employment shall, within 30 days, file a revised statement covering the period of time between the closing date of the last statement and the date of leaving office or district employment. (Government Code 87302, 87500)

### **Conflict of Interest under the Political Reform Act**

A Board member or designated employee shall not make, participate in making, or in any way use or attempt to use his/her official position to influence a governmental decision in which he/she knows or has reason to know that he/she has a disqualifying conflict of interest. A conflict of interest exists if the decision will have a "reasonably foreseeable material financial effect" on one or more of the Board member's or designated employee's "economic interests," unless the effect is indistinguishable from the effect on the public generally or the Board member's or designated employee's participation is legally required. (Government Code 87100, 87101, 87103; 2 CCR 18700-18709)

A Board member or designated employee makes a governmental decision when, acting within the authority of his/her office or position, he/she votes on a matter, appoints a person, obligates or commits the district to any course of action, or enters into any contractual agreement on behalf of the district. (2 CCR 18702.1)

A Board member who has a disqualifying conflict of interest on an agenda item that will be heard in an open meeting of the Board shall abstain from voting on the matter. He/she may remain on the dais, but his/her presence shall not be counted towards achieving a quorum for that matter. A Board member with a disqualifying conflict of interest shall not be present during a closed session meeting of the Board when the decision is considered and shall not obtain or review a recording or any other nonpublic information regarding the issue. (2 CCR 18702.1)

## **Additional Requirements for Boards that Manage Public Investments**

A Board member who manages public investments pursuant to Government Code 87200 and who has a financial interest in a decision shall, upon identifying a conflict or potential conflict of interest and immediately prior to the consideration of the matter, do all of the following: (Government Code 87105; 2 CCR 18702.5)

1. Publicly identify each financial interest that gives rise to the conflict or potential conflict of interest in detail sufficient to be understood by the public, except that disclosure of the exact street address of a residence is not required.
2. Recuse himself/herself from discussing and voting on the matter, or otherwise acting in violation of Government Code 87100. The Board member shall not be counted toward achieving a quorum while the item is discussed.

However, the Board member may speak on the issue during the time that the general public speaks on it and may leave the dais to speak from the same area as members of the public. He/she may listen to the public discussion of the matter with members of the public.

3. Leave the room until after the discussion, vote, and any other disposition of the matter is concluded, unless the matter has been placed on the portion of the agenda reserved for uncontested matters.

If the item is on the consent calendar, the Board member must recuse himself/herself from discussing or voting on that matter, but the Board member is not required to leave the room during consideration of the consent calendar.

4. If the Board's decision is made during closed session, disclose his/her interest orally during the open session preceding the closed session. This disclosure shall be limited to a declaration that his/her recusal is because of a conflict of interest pursuant to Government Code 87100. He/she shall not be present when the item is considered in closed session and shall not knowingly obtain or review a recording or any other nonpublic information regarding the Board's decision.

## **Conflict of Interest under Government Code 1090**

Board members, employees, or district consultants shall not be financially interested in any contract made by the Board on behalf of the district, including in the development, preliminary discussions, negotiations, compromises, planning, reasoning, and specifications and solicitations for bids. If a Board member has such a financial interest, the district is barred from entering into the contract. (Government Code 1090; Klistoff v. Superior Court, (2007) 157 Cal.App. 4th 469)

A Board member shall *not* be considered to be financially interested in a contract if his/her interest is a "noninterest" as defined in Government Code 1091.5. One such noninterest is when a Board member's spouse/registered domestic partner has been a district employee for at least one year prior to the Board member's election or appointment. (Government Code 1091.5)

A Board member shall *not* be considered to be financially interested in a contract if he/she has only a "remote interest" in the contract as specified in Government Code 1091 and if the remote interest is disclosed during a Board meeting and noted in the official Board minutes. The affected Board member shall not vote or debate on the matter or attempt to influence any other Board member to enter into the contract. (Government Code 1091)

Even if there is not a prohibited conflict of interest, a Board member shall abstain from voting on personnel matters that uniquely affect his/her relatives. However, a Board member may vote on collective bargaining agreements and personnel matters that affect a class of employees to which his/her relative belongs. Relative means an adult who is related to the Board member by blood or affinity within the third degree, as determined by the common law, or an individual in an adoptive relationship within the third degree. (Education Code 35107)

A relationship within the third degree includes an individual's parents, grandparents, great-grandparents, children, grandchildren, great-grandchildren, brothers, sisters, aunts, uncles, nieces, nephews, and the similar family of the individual's spouse/registered domestic partner unless the individual is widowed or divorced.

### **Common Law Doctrine Against Conflict of Interest**

A Board member shall abstain from any official action in which his/her private or personal interest may conflict with his/her official duties.

### **Rule of Necessity or Legally Required Participation**

On a case-by-case basis and upon advice of legal counsel, a Board member with a financial interest in a contract may participate in the making of the contract if the rule of necessity or legally required participation applies pursuant to Government Code 87101 and 2 CCR 18708.

### **Incompatible Offices and Activities**

Board members shall not engage in any employment or activity or hold any office which is inconsistent with, incompatible with, in conflict with, or inimical to the Board member's duties as an officer of the district. (Government Code 1099, 1126)

### **Gifts**

Board members and designated employees may accept gifts only under the conditions and limitations specified in Government Code 89503 and 2 CCR 18730.

The limitation on gifts does not apply to wedding gifts and gifts exchanged between individuals on birthdays, holidays, and other similar occasions, provided that the gifts exchanged are not substantially disproportionate in value. (Government Code 89503)

Gifts of travel and related lodging and subsistence shall be subject to the current gift limitation except as described in Government Code 89506.

A gift of travel does not include travel provided by the district for Board members and designated employees. (Government Code 89506)

### **Honoraria**

Board members and designated employees shall not accept any honorarium, which is defined as any payment made in consideration for any speech given, article published, or attendance at any public or private gathering, in accordance with law. (Government Code 89501, 89502)

The term *honorarium* does not include: (Government Code 89501)

1. Earned income for personal services customarily provided in connection with a bona fide business, trade, or profession unless the sole or predominant activity of the business, trade, or profession is making speeches
2. Any honorarium which is not used and, within 30 days after receipt, is either returned to the donor or delivered to the district for donation into the general fund without being claimed as a deduction from income for tax purposes

Legal Reference:

EDUCATION CODE

1006 Qualifications for holding office

35107 School district employees

35230-35240 Corrupt practices, especially:

35233 Prohibitions applicable to members of governing boards

41000-41003 Moneys received by school districts

FAMILY CODE

297.5 Rights, protections, and benefits of registered domestic partners

GOVERNMENT CODE

1090-1099 Prohibitions applicable to specified officers

1125-1129 Incompatible activities

81000-91014 Political Reform Act of 1974, especially:

82011 Code reviewing body

87100-87103.6 General prohibitions

87200-87210 Disclosure

87300-87313 Conflict of interest code

87500 Statements of economic interests

89501-89503 Honoraria and gifts

91000-91014 Enforcement

PENAL CODE

85-88 Bribes

CODE OF REGULATIONS, TITLE 2

18110-18997 Regulations of the Fair Political Practices Commission, especially:

18702.5 Public identification of a conflict of interest for Section 87200 filers

COURT DECISIONS

Klistoff v. Superior Court, (2007) 157 Cal.App.4th 469

Thorpe v. Long Beach Community College District, (2000) 83 Cal.App.4th 655

Kunec v. Brea Redevelopment Agency, (1997) 55 Cal.App.4th 511

ATTORNEY GENERAL OPINIONS

92 Ops.Cal.Atty.Gen. 26 (2009)

92 Ops.Cal.Atty.Gen. 19 (2009)

89 Ops.Cal.Atty.Gen. 217 (2006)

86 Ops.Cal.Atty.Gen. 138(2003)

85 Ops.Cal.Atty.Gen. 60 (2002)

82 Ops.Cal.Atty.Gen. 83 (1999)

81 Ops.Cal.Atty.Gen. 327 (1998)

80 Ops.Cal.Atty.Gen. 320 (1997)

69 Ops.Cal.Atty.Gen. 255 (1986)

68 Ops.Cal.Atty.Gen. 171 (1985)

65 Ops.Cal.Atty.Gen. 606 (1982)

63 Ops.Cal.Atty.Gen. 868 (1980)

Management Resources:

CSBA PUBLICATIONS

Conflict of Interest: Overview of Key Issues for Governing Board Members, Fact Sheet, July 2010

FAIR POLITICAL PRACTICES COMMISSION PUBLICATIONS

Can I Vote? A Basic Overview of Public Officials' Obligations Under the Conflict-of-Interest Rules, 2005

INSTITUTE FOR LOCAL GOVERNMENT PUBLICATIONS

Understanding the Basics of Public Service Ethics: Personal Financial Gain Laws, 2009

Understanding the Basics of Public Service Ethics: Transparency Laws, 2009

WEB SITES

CSBA: <http://www.csba.org>

Fair Political Practices Commission: <http://www.fppc.ca.gov>

Institute of Local Government: <http://www.ca-ilg.org>

**Bylaw CSBA MANUAL MAINTENANCE SERVICE**  
**adopted: July 2010**

## **CONFLICT OF INTEREST**

### **Incompatible Activities**

~~Board of Education members shall not engage in any employment or activity which is inconsistent with, incompatible with, in conflict with or inimical to the Board member's duties as an officer of the district. (Government Code 1126)~~

### **Conflict of Interest Code**

~~The district's conflict of interest code shall be comprised of the terms of 2CCR 18730 and any amendments to it adopted by the Fair Political Practices Commission, together with a district attachment specifying designated positions and the specific types of disclosure statements required for each position.~~

~~Upon direction by the code reviewing body, the Board shall review the district's conflict of interest code in even-numbered years. If no change in the code is required, the district shall submit by October 1 a written statement to that effect to the code reviewing body. If a change in the code is necessitated by changed circumstances, the district shall submit an amended code to the code reviewing body. (Government Code 87306.5)~~

~~When a change in the district's conflict of interest code is necessitated by changed circumstances, such as the creation of new designated positions, amendments or revisions, the changed code shall be submitted to the code reviewing body within 90 days. (Government Code 87306)~~

~~When reviewing and preparing conflict of interest codes, the district shall provide officers, employees, consultants and members of the community adequate notice and a fair opportunity to present their views. (Government Code 87311)~~

~~If a Board member or designated employee determines that he/she has a financial interest in a decision, as described in Government Code 87103, this determination shall be disclosed. The member shall be disqualified from voting unless his/her participation is legally required. (2 CCR 18700)~~

~~Statements of economic interests submitted to the district by designated employees in accordance with the conflict of interest code shall be available for public inspection and reproduction. (Government Code 81008)~~

### **Financial Interest**

~~Board members and designated employees shall not be financially interested in any contract made by the Board or in any contract they make in their capacity as Board members or designated employees. (Government Code 1090)~~

~~A Board member shall not be considered to be financially interested in a contract if his/her interest includes, but is not limited to, any of the following: (Government Code 1091.5)~~

- ~~1. ——— That of an officer who is being reimbursed for his/her actual and necessary expenses incurred in the performance of an official duty~~

2. ~~That of a recipient of public services generally provided by the public body or board of which he/she is a member, on the same terms and conditions as if he or she were not a member of the board~~
3. ~~That of a landlord or tenant of the contracting party if such contracting party is the federal government or any federal department or agency, this state or an adjoining state, any department or agency of this state or an adjoining state, any county or city of this state or an adjoining state, or any public corporation or special, judicial or other public district of this state or an adjoining state unless the subject matter of such contract is the property in which such officer or employee has such interest as landlord or tenant in which even his/her interest shall be deemed a remote interest within the meaning of, and subject to, the provisions of Government Code 1091~~
4. ~~That of a spouse of an officer or employee of the district if his/her spouse's employment or officeholding has existed for at least one year prior to his/her election or appointment~~
5. ~~That of a nonsalaried member of a nonprofit corporation, provided that such interest is disclosed to the Board at the time of the first consideration of the contract, and provided further that such interest is noted in its official records~~
6. ~~That of a noncompensated officer of a nonprofit, tax-exempt corporation which, as one of its primary purposes, supports the functions of the nonprofit board or to which the school Board has a legal obligation to give particular consideration, and provided further that such interest is noted in its official records~~
7. ~~That of a person receiving salary, per diem, or reimbursement for expenses from a governmental entity, unless the contract directly involves the department of the government entity that employs the officer or employee, provided that such interest is disclosed to the Board at the time of consideration of the contract, and provided further that such interest is noted in its official records~~
8. ~~That of an attorney of the contracting party or that of an owner, officer, employee or agent of a firm which renders, or has rendered, service to the contracting party in the capacity of stockbroker, insurance agent, insurance broker, real estate agent, or real estate broker, if these individuals have not received and will not receive remuneration, consideration, or a commission as a result of the contract and if these individuals have an ownership interest of less than 10 percent in the law practice or firm, stock brokerage firm, insurance firm or real estate firm~~

~~In addition, a Board member or employee shall not be deemed to be interested in a contract made pursuant to competitive bidding under a procedure established by law if his/her sole interest is that of an officer, director, or employee of a bank or savings and loan association with which a party to the contract has the relationship of borrower or depositor, debtor or creditor. (Government Code 1091.5)~~

~~A Board member shall not be deemed to be financially interested in a contract if he/she has only a remote interest in the contract and if the remote interest is disclosed during a Board meeting and noted in the official Board minutes. The affected Board member shall not vote or debate on the matter or attempt to influence any other Board member to enter into the contract. Remote interests are specified in Government Code 1091(b); they include, but are not limited to, the interest of a parent in the earnings of his/her minor child. (Government Code 1091)~~

~~A Board member may enter into a contract if the rule of necessity or legally required participation applies as defined in Government Code 87101.~~

~~Even if there is no prohibited or remote interest, a Board member shall abstain from voting on personnel matters that uniquely affect a relative of the Board member. A Board member may vote, however, on collective bargaining agreements and personnel matters that affect a class of employees to which the relative belongs. "Relative" means an adult who is related to the person by blood or affinity within the third degree, as determined by the common law, or an individual in an adoptive relationship within the third degree. (Education Code 35107)~~

~~A relationship within the third degree includes the individual's parents, grandparents and great-grandparents, children, grandchildren and great-grandchildren, brothers, sisters, aunts and uncles, nieces and nephews, and the similar family of the individual's spouse unless the individual is widowed or divorced.~~

### **~~Disqualification for Board Members Who Manage Public Investments~~**

~~A Board member who manages public investments pursuant to Government Code 87200 and who has a financial interest in a decision shall, upon identifying a conflict or potential conflict of interest and immediately prior to the consideration of the matter, do all of the following:~~

- ~~1. Publicly identify the financial interest that gives rise to the conflict or potential conflict of interest in detail sufficient to be understood by the public, except that disclosure of the exact street address of a residence is not required. (Government Code 87105)~~
- ~~2. Recuse himself/herself from discussing and voting on the matter, or otherwise acting in violation of Government Code 87100. This Board member shall not be counted toward achieving a quorum while the item is discussed. (Government Code 87105; 2 CCR 18702.5)~~
- ~~3. Leave the room until after the discussion, vote and any other disposition of the matter is concluded, unless the matter has been placed on the portion of the agenda reserved for uncontested matters. (Government Code 87105)~~

~~If the item is on the consent calendar, the Board member must recuse himself/herself from discussing or voting on that matter, but the Board member is not required to leave the room during the consent calendar. (2 CCR 18702.5)~~

~~The Board member may speak on the issue during the time that the general public speaks on the issue. The Board member shall recuse himself/herself from voting on the matter and leave the dais to speak from the same area as members of the public. He/she may listen to the public discussion of the matter with members of the public. (Government Code 87105; 2 CCR 18702.5)~~

~~If the Board's decision is made during closed session, the public identification may be made orally during the open session before the Board goes into closed session and shall be limited to a declaration that his/her recusal is because of a conflict of interest pursuant to Government Code 87100. The Board member shall not be present when the decision is considered in closed session or knowingly obtain or review a recording or any other non-public information regarding the Board's decision. (2 CCR 18702.5)~~

### **~~Gifts~~**

~~Board members and designated employees may accept gifts only under the conditions and limitations specified in Government Code 89503 and 2 CCR 18730.~~

~~The limitations on gifts do not apply to wedding gifts and gifts exchanged between individuals on birthdays, holidays and other similar occasions, provided that the gifts exchanged are not substantially disproportionate in value. (Government Code 89503)~~

~~Gifts of travel and related lodging and subsistence shall be subject to the prevailing gift limitation except as described in Government Code 89506.~~

~~A gift of travel does not include travel provided by the district for Board members and designated employees. (Government Code 89506)~~

## **Honoraria**

~~Board members and designated employees shall not accept any honorarium, which is defined as any payment made in consideration for any speech given, article published, or attendance at any public or private gathering, in accordance with law. (Government Code 89501, 89502)~~

~~The term honorarium does not include: (Government Code 89501)~~

- ~~1. Earned income for personal services customarily provided in connection with a bona fide business, trade or profession unless the sole or predominant activity of the business, trade or profession is making speeches~~
- ~~2. Any honorarium which is not used and, within 30 days after receipt, is either returned to the donor or delivered to the district for donation into the general fund without being claimed as a deduction from income for tax purposes~~

## **APPENDIX**

### **DESIGNATED POSITIONS/DISCLOSURE CATEGORIES**

~~It has been determined that persons occupying the following positions manage public investments and shall file a full statement of economic interests pursuant to Government Code 87200:~~

~~Members of the Board of Education~~

~~Superintendent of Schools~~

- ~~1. Persons occupying the following positions are designated employees in Category 1:~~

~~Assistant/Associate Superintendent~~

~~Purchasing Agent~~

~~Designated persons in this category must report:~~

- ~~a. Interests in real property located entirely or partly within district boundaries, or within two miles of district boundaries or of any land owned or used by the district. Such interests include any leasehold, beneficial or ownership interest or option to acquire such interest in real property.~~
- ~~b. Investments or business positions in or income from sources which:~~
  - ~~(1) Are engaged in the acquisition or disposal of real property within the district~~

- ~~(2) — Are contractors or subcontractors which are or have been within the past two years engaged in work or services of the type used by the district or~~
- ~~(3) — Manufacture or sell supplies, books, machinery or equipment of the type used by the district~~

~~2. — Persons occupying the following positions are designated employees in Category 2:~~

~~Director~~

~~Maintenance and Operations Director~~

~~Designated persons in this category must report investments or business positions in or income from sources which:~~

- ~~a. — Are contractors or subcontractors engaged in work or services of the type used by the department which the designated person manages or directs, or~~
  - ~~b. — Manufacture or sell supplies, books, machinery or equipment of the type used by the department which the designated person manages or directs. For the purposes of this category, a principal's department is his/her entire school.~~
- ~~3. — Consultants are designated employees who must disclose financial interests as determined on a case-by-case basis by the Superintendent or designee. The Superintendent or designee's written determination shall include a description of the consultant's duties and a statement of the extent of disclosure requirements based upon that description. All such determinations are public records and shall be retained for public inspection along with this conflict of interest code.~~

~~A consultant is an individual who, pursuant to a contract with the district, makes a governmental decision whether to: (2 CCR 18701)~~

- ~~a. — Approve a rate, rule or regulation~~
- ~~b. — Adopt or enforce a law~~
- ~~c. — Issue, deny, suspend or revoke a permit, license, application, certificate, approval, order or similar authorization or entitlement~~
- ~~d. — Authorize the district to enter into, modify or renew a contract that requires district approval~~
- ~~e. — Grant district approval to a contract or contract specifications which require district approval and in which the district is a party~~
- ~~f. — Grant district approval to a plan, design, report, study or similar item~~
- ~~g. — Adopt or grant district approval of district policies, standards or guidelines~~

~~A consultant is also an individual who, pursuant to a contract with the district, serves in a staff capacity with the district and in that capacity participates in making a governmental decision as defined in 2 CCR 18702.2 or performs the same or substantially all the same duties for the district that would otherwise be performed by an individual holding a position specified in the district's Conflict of Interest Code. (2 CCR 18701)~~

Legal Reference:

EDUCATION CODE

~~1006 Qualifications for holding office~~

~~35107 School district employees~~

~~35230-35240 Corrupt practices~~

~~35233 Prohibitions applicable to members of governing boards~~

~~35239 Compensation for board members in districts under 70 ADA~~

GOVERNMENT CODE

~~1090-1098 Prohibitions applicable to specified officers~~

~~1125-1129 Incompatible activities~~

~~81000-91015 Political Reform Act of 1974, especially:~~

~~82011 Code reviewing body~~

~~82019 Definition of designated employee~~

~~82028 Definition of gifts~~

~~82030 Definition of income~~

~~87100-87103.6 General prohibitions~~

~~87200-87210 Disclosure~~

~~87300-87313 Conflict of interest code~~

~~87500 Statements of economic interests~~

~~89501-89503 Honoraria and gifts~~

~~91000-91014 Enforcement~~

CODE OF REGULATIONS, TITLE 2

~~18110-18997 Regulations of the Fair Political Practices Commission, especially:~~

~~18702.5 Public identification of a conflict of interest for Section 87200 filers~~

COURT DECISIONS

~~Thorpe v. Long Beach Community College District, (2000) 83 Cal.App.4th. 655~~

~~Kunec v. Brea Redevelopment Agency, (1997) 55 Cal.App.4th 511~~

ATTORNEY GENERAL OPINIONS

~~86 Ops.Cal.Atty.Gen. 138(2003)~~

~~85 Ops.Cal.Atty.Gen. 60 (2002)~~

~~82 Ops.Cal.Atty.Gen. 83 (1999)~~

~~81 Ops.Cal.Atty.Gen. 327 (1998)~~

~~80 Ops.Cal.Atty.Gen. 320 (1997)~~

~~69 Ops.Cal.Atty.Gen. 255 (1986)~~

~~68 Ops.Cal.Atty.Gen. 171 (1985)~~

~~65 Ops.Cal.Atty.Gen. 606 (1982)~~

Management Resources:

WEB SITES

~~Fair Political Practices Commission: <http://www.fppc.ca.gov>~~

**Bylaw ~~SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT~~  
adopted: June 25, 2009 ~~Santa Monica, California~~**

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## **INFORMATION ITEMS**



TO: BOARD OF EDUCATION

INFORMATION

5/05/11

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

RE: SUPPLEMENTAL TEXTBOOKS

INFORMATION ITEM NO. I.01

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

COMMENT: In accordance with the Board of Education policy, the textbooks(s) listed below will be on public display for the next two weeks in the Educational Services Department at 1638 – 17<sup>th</sup> Street, Santa Monica, CA 90404

**Zeitoun**, by Dave Eggers for Santa Monica High School schoolwide summer reading book.  
Adoption requested by Meredith Louria.

**Alice's Adventures in Wonderland**, by Lewis Carroll for SMMUSD Summer Reading List for grades 6-8. Adoption requested by Kelly Urtz, Librarian.

**War of the Worlds**, by H.G. Wells for SMMUSD Summer Reading List for grades 6-8.  
Adoption requested by Kelly Urtz, Librarian.

**Candy Bomber: The Story of the Berlin Airlift's "Chocolate Pilot"**, by Michael O. Tunnell for SMMUSD Summer Reading List for grades 6-8.  
Adoption requested by Kelly Urtz and Susan Bodok, Librarians.

**Claudette Colvin: Twice Toward Justice**, by Phillip Hoose for SMMUSD Summer Reading List for grades 6-8.  
Adoption requested by Kelly Urtz and Susan Bodok, Librarians.

**Code Talker**, by Joseph Bruchac for SMMUSD Summer Reading List for grades 6-8.  
Adoption requested by Kelly Urtz and Susan Bodok, Librarians.

**Knucklehead**, by Jon Scieszka for SMMUSD Summer Reading List for grades 6-8.  
Adoption requested by Kelly Urtz and Susan Bodok, Librarians.

**Savvy**, by Ingrid Law for SMMUSD Summer Reading List for grades 6-8.  
Adoption requested by Kelly Urtz and Susan Bodok, Librarians.

**Smile**, by Raina Tellegmeier for SMMUSD Summer Reading List for grades 6-8.  
Adoption requested by Kelly Urtz and Susan Bodok, Librarians.

**We Beat The Street: How a Friendship Pact Led to Success**, by Dr. Sampson Davis, Dr. Geroje Jenkins, Dr. Rameck Hund, and Sharon M. Draper SMMUSD Summer Reading List for grades 6-8.  
Adoption requested by Kelly Urtz and Susan Bodok, Librarians.

**Zeus: King of the Gods**, by George O'Connor for SMMUSD Summer Reading List for grades 6-8.  
Adoption requested by Kelly Urtz and Susan Bodok, Librarians.



TO: BOARD OF EDUCATION

INFORMATION

05/05/11

FROM: TIM CUNEO

RE: TERMINATION OF MEMBERSHIP FROM DISTRICT ADVISORY COMMITTEE  
(DAC)

INFORMATION ITEM NO. I.02

It is recommended that the Board of Education remove the following individual from DAC membership.

COMMENT: AR 1220 relating to DACs states, "membership shall automatically terminated any member who is absent from all regular meetings for a period of four (4) consecutive meetings or a total of five (5) meetings within the year."

Nicole Russell-Whaley was appointed to the Visual and Performing Arts DAC in July 2010 for a one-year term to expire on June 30, 2011. Ms. Russell-Whaley has been unable to attend meetings. Following this termination of membership, there will be fifteen members on the Visual and Performing Arts DAC (including the approval in Item No. A.22). The DAC roster is as follows:

Term Expiration Date			
6/30/11	6/30/12	6/30/13	6/30/14
Emily Arms	Pamela Foust	Deborah Berek	Scott Ferguson
Cheryl Mollicone	Janis Gabbert	David Davidson	Kathryn Kert Green
Lori Nafsun	Zina Josephs	Paul G. Ryan	Bambi Martins
Cindy Rosmann	Jennifer Joyse-West	Allison Diftler	

A letter has been sent to this individual informing her of membership termination. The letter further states, "In the future, if your schedule permits you to regularly attend these meetings, you are more than welcome to reapply to serve on the committee."



TO: BOARD OF EDUCATION

INFORMATION

05/05/11

FROM: TIM CUNEO

RE: REVISION TO AR 1250 – VISITORS/OUTSIDERS

INFORMATION ITEM NO. I.03

This item is to inform the Board of Education of revisions made to AR 1250 – Visitors/Outsiders.

COMMENT: CSBA is recommending this regulation update to clarify a principal's or designee's registration authority and the process for appeal.

The revised regulation is attached. (Revisions to the BP can be found under Discussion Items.)

**VISITORS/OUTSIDERS**

The Superintendent or designee shall post at every entrance to each school and school grounds a notice setting forth visitor registration requirements, hours during which registration is required, the registration location, the route to take to that location, and the penalties for violation of registration requirements. (Penal Code [627.6](#))

Unless otherwise authorized by the principal or designee, a staff member shall accompany visitors/outsideers while they are on school grounds.

**Registration Procedure**

Consistent with BP 1250, the following procedures will be followed in dealing with outside visitors to school campuses:

1. Immediately upon entering any school building or the school grounds, any person who is not a student of the school or an officer or employee of the district shall, when school is in session, sign in when entering and sign out when leaving at the principal's office. A visitor's badge will be issued. Any person requested by the principal or designee to leave school grounds shall promptly comply. (Penal Code 627.7)
2. Persons who fail to report their presence and the reason for visiting the school within a reasonable time or who fails to leave school grounds upon request of the principal or designee, or who returns after leaving school grounds pursuant to such request has committed an unlawful act and may be prosecuted according to law.
3. ~~Visitors who comply with the request of the principal or designee to depart may appeal to the Superintendent or designee. The appeal must be made within five days after the person has departed from the school campus. The appeal must include why the request to depart was improper and an address to which a hearing notice may be sent. Upon receipt of the appeal request, the Superintendent or designee shall mail a notice of the hearing to the requester. The appeal hearing shall be held within seven days after receipt of the request.~~

~~(Note: The requirements and timelines indicated above are specified in Penal Code 627.5. The appeal request may be submitted to the Superintendent or principal.)~~

4. ~~The decision of the Superintendent or designee may be appealed to the Board of Education. The Board shall consider and decide the appeal at its next scheduled regular public meeting. The decision of the Board shall be final.~~

**Denial of Registration Principal's Registration Authority**

The principal or designee may refuse to register any outsider if he/she reasonably concludes that the outsider's presence or acts would disrupt the school, students, or employees; would result in damage to property; or would result in the distribution or use of a controlled substance. The principal or designee or school security officer may revoke an outsider's registration if he/she has a reasonable basis for concluding that the outsider's presence on school grounds would interfere or is interfering with the peaceful conduct of school activities or would disrupt or is disrupting the school, students or staff. (Penal Code [627.4](#))

When an outsider fails to register, or when the principal or designee denies or revokes an outsider's registration privileges, the principal or designee may request that the individual promptly leave school grounds. When an outsider is directed to leave, the principal or designee shall inform him/her that if he/she reenters the school within seven days he/she may be guilty of a misdemeanor subject to a fine and/or imprisonment. (Penal Code 627.7)

### **Appeal Procedure**

Any person who is denied registration or whose registration is revoked may appeal to the Superintendent or principal by submitting, within five days after the person's departure from school, a written request for a hearing. This request must state why he/she believes the denial or revocation was improper and must provide an address to which the hearing notice may be sent. Upon receipt of the request for a hearing, the Superintendent or principal shall promptly mail a notice of the hearing to the person requesting it. A hearing before the Superintendent or principal shall be held within seven days after receipt of the request. (Penal Code 627.5)

The decision of the Superintendent or designee may be appealed to the Board of Education. The Board shall consider and decide the appeal at its next scheduled regular public meeting. The decision of the Board shall be final.

**Policy SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT**  
**adopted: August 19, 2009 Santa Monica, California**  
**revised: May 5, 2011**



TO: BOARD OF EDUCATION

INFORMATION

05/05/11

FROM: TIM CUNEO

RE: REVISION TO AR 1312 – WILLIAMS UNIFORM COMPLAINT PROCEDURES

INFORMATION ITEM NO. I.04

This item is to inform the Board of Education of revisions made to AR 1321 – Williams Uniform Complaint Procedures.

COMMENT: CSBA is recommending this mandated regulation update to revise for consistency with the California Department of Education's (CDE) Categorical Program Monitoring process, including (1) authorizing complaints when a student is provided photocopied sheets from a textbook, (2) amending the definition of "emergency or urgent threat" to include other conditions deemed appropriate, (3) amending the definition of "open restroom" to clarify that it does not include the temporary closing for repairs or safety reasons, and (4) adding a statement that a complaint form must be available at each school.

The revised regulation is attached.

**WILLIAMS UNIFORM COMPLAINT PROCEDURES****Types of Complaints**

The district shall use the following procedures to investigate and resolve complaints when the complainant alleges that any of the following has occurred: (Education Code [35186](#); 5 CCR [4681](#), [4682](#), [4683](#))

1. Textbooks and instructional materials
  - a. A pupil, including an English learner, does not have standards-aligned textbooks or instructional materials or state- or district-adopted textbooks or other required instructional materials to use in class.
  - b. A pupil does not have access to textbooks or instructional materials to use at home or after school. This does not require two sets of textbooks or instructional materials for each pupil.
  - c. Textbooks or instructional materials are in poor or unusable condition, have missing pages, or are unreadable due to damage.
  - d. A pupil was provided photocopied sheets from only a portion of a textbook or instructional materials to address a shortage of textbooks or instructional materials.
2. Teacher vacancy or misassignment
  - a. A semester begins and a teacher vacancy exists.
  - b. A teacher who lacks credentials or training to teach English learners is assigned to teach a class with more than 20 percent English learner pupils in the class.
  - c. A teacher is assigned to teach a class for which the teacher lacks subject matter competency.

Teacher vacancy means a position to which a single designated certificated employee has not been assigned at the beginning of the year for an entire year or, if the position is for a one-semester course, a position to which a single designated certificated employee has not been assigned at the beginning of the semester for an entire semester. (Education Code [35186](#); 5 CCR [4600](#))

Beginning of the year or semester means the first day classes necessary to serve all the pupils enrolled are established with a single designated certificated employee assigned for the duration of the class, but not later than 20 working days after the first day pupils attend classes for that semester. (5 CCR [4600](#))

Misassignment means the placement of a certificated employee in a teaching or services position for which the employee does not hold a legally recognized certificate or credential or the placement of a certificated employee in a teaching or services position that the employee is not otherwise authorized by statute to hold. (Education Code [35186](#); 5 CCR [4600](#))

### 3. Facilities

- a. A condition poses an emergency or urgent threat to the health or safety of pupils or staff.

Emergency or urgent threat means structures or systems that are in a condition that poses a threat to the health and safety of pupils or staff while at school, including, but not limited to, gas leaks; nonfunctioning heating, ventilation, fire sprinklers, or air-conditioning systems; electrical power failure; major sewer line stoppage; major pest or vermin infestation; broken windows or exterior doors or gates that will not lock and that pose a security risk; abatement of hazardous materials previously undiscovered that pose an immediate threat to pupils or staff; or structural damage creating a hazardous or uninhabitable condition; or any other condition deemed appropriate. (Education Code [17592.72](#))

- b. A school restroom has not been cleaned, maintained, or kept open in accordance with Education Code [35292.5](#).

Clean or maintained school restroom means a school restroom has been cleaned or maintained regularly, is fully operational, or has been stocked at all times with toilet paper, soap, and paper towels or functional hand dryers. (Education Code [35292.5](#))

Open restroom means, except as necessary for pupil safety or to make repairs, the school has kept all restrooms open during school hours when pupils are not in classes and has kept a sufficient number of restrooms open during school hours when pupils are in classes. This does not apply when the temporary closing of the restroom is necessary for pupil safety or to make repairs. (Education Code [35292.5](#))

### 4. High school exit examination intensive instruction and services

A pupil, including an English learner, who has not passed the exit exam by the end of grade 12 was not provided the opportunity to receive intensive instruction and services pursuant to Education Code [37254](#)(d)(4) and (5) after completion of grade 12 for two consecutive academic years or until the pupil has passed both parts of the exam, whichever comes first. (Education Code [35186](#))

### Filing of Complaint

A complaint alleging any condition(s) specified in items #1-3 above shall be filed with the principal or designee at the school in which the complaint arises. The principal or designee shall forward a complaint about problems beyond his/her authority to the Superintendent or designee in a timely manner, but not to exceed 10 working days. (Education Code [35186](#); 5 CCR [4680](#))

A complaint alleging any deficiency specified in item #4 above shall be filed with a district official designated by the Superintendent. Such complaints may be filed at the district office or at a school site and shall be immediately forwarded to the Superintendent or designee. (Education Code [35186](#))

### Investigation and Response

The principal or designee shall make all reasonable efforts to investigate any problem within his/her authority. He/she shall remedy a valid complaint within a reasonable time period not to exceed 30 working days from the date the complaint was received. (Education Code [35186](#); 5 CCR [4685](#))

Complaints may be filed anonymously. If the complainant has indicated on the complaint form that he/she would like a response to the complaint, the principal or designee shall report the resolution of the complaint to him/her within 45 working days of the initial filing of the complaint. If a response is requested, the response shall be made to the mailing address of the complainant as indicated on the complaint form. At the same time, the principal or designee shall report the same information to the Superintendent or designee. (Education Code [35186](#); 5 CCR [4680](#), [4685](#))

When Education Code [48985](#) is applicable and the complainant has requested a response, the response shall be written in English and in the primary language in which the complaint was filed. (Education Code [35186](#))

If a complainant is not satisfied with the resolution of a complaint, he/she has the right to describe the complaint to the Board of Education at a regularly scheduled meeting. (Education Code [35186](#); 5 CCR [4686](#))

For any complaint concerning a facilities condition that poses an emergency or urgent threat to the health or safety of pupils or staff as described in item #3a above, a complainant who is not satisfied with the resolution proffered by the principal or Superintendent or designee may file an appeal to the Superintendent of Public Instruction within 15 days of receiving the district's response. The complainant shall comply with the appeal requirements specified in 5 CCR [4632](#). (Education Code [35186](#); 5 CCR [4687](#))

All complaints and written responses shall be public records. (Education Code [35186](#); 5 CCR [4686](#))

## **Reports**

The Superintendent or designee shall report summarized data on the nature and resolution of all complaints to the Board and the County Superintendent of Schools on a quarterly basis. The report shall include the number of complaints by general subject area with the number of resolved and unresolved complaints. These summaries shall be publicly reported on a quarterly basis at a regularly scheduled Board meeting. (Education Code [35186](#); 5 CCR [4686](#))

## **Forms and Notices**

The Superintendent or designee shall ensure that the district's complaint form contains a space to indicate whether the complainant desires a response to his/her complaint and specifies the location for filing a complaint. A complainant may add as much text to explain the complaint as he/she wishes. However, complainants need not use the district's Williams complaint form in order to file a complaint. (Education Code [35186](#))

The Superintendent or designee shall ensure that a notice is posted in each classroom in each school containing the components specified in Education Code [35186](#). (Education Code [35186](#))

Legal Reference:

EDUCATION CODE

[1240](#) County superintendent of schools, duties

[17592.72](#) Urgent or emergency repairs, School Facility Emergency Repair Account

[33126](#) School accountability report card

[35186](#) Williams uniform complaint procedure

[35292.5](#) Restrooms, maintenance and cleanliness

[37254](#) Supplemental instruction based on failure to pass exit exam by end of grade 12

[48985](#) Notice to parents in language other than English

[60119](#) Hearing on sufficiency of instructional materials

CODE OF REGULATIONS, TITLE 5

[4600-4687](#) Uniform complaint procedures, especially:

[4680-4687](#) Williams complaints

Management Resources:

WEB SITES

CSBA: <http://www.csba.org>

California County Superintendents Educational Services Association: <http://www.ccesa.org>

California Department of Education, Williams case: <http://www.cde.ca.gov/eo/ce/wc/index.asp>

State Allocation Board, Office of Public School Construction: <http://www.opsc.dgs.ca.gov>

**Regulation SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT**

**approved: August 19, 2009 Santa Monica, California**

**revised: May 5, 2011**